Public Guardian and Trustee

2012–2013 Annual Report

Rights, choices and security
for all British Columbians

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LETTER OF TRANSMITTAL

September 20, 2013

The Honourable Attorney General and Minister of Justice
Parliament Buildings
Victoria, British Columbia
V8V 1X4

Dear Attorney General and Minister of Justice:

I have the honour of delivering to you the Annual Report of the Public Guardian and Trustee in accordance with the provisions of section 25 of the *Public Guardian and Trustee Act*.

This report covers the period April 1, 2012 to March 31, 2013.

Yours truly,

Catherine M. Romanko
Public Guardian and Trustee

MESSAGE FROM THE PUBLIC GUARDIAN AND TRUSTEE

I am pleased to present the Annual Report of the Public Guardian and Trustee (PGT) for the period April 1, 2012 to March 31, 2013. This year, the PGT again met or exceeded all 21 of its publicly reported performance targets, an accomplishment that has been independently audited. This solid accomplishment demonstrates the continuing commitment of PGT staff to serving clients and meeting statutory obligations.

This year, the PGT celebrated a milestone event, the 50th anniversary of its establishment. On March 27, 1963, the first *Public Trustee Act* came into force combining the duties of the Official Guardian, Official Committee and Official Administrator for the County of Vancouver and conferring them on the first BC Public Trustee.

Since that date, the statutory responsibilities of the PGT have evolved, the number of clients has steadily increased, new or expanded roles have been added to PGT responsibilities and the value of assets under PGT administration has significantly grown. The PGT's core mandate, however, has remained relatively constant throughout the period. The PGT has been dedicated to safeguarding the legal, financial and, more recently, personal care interests of vulnerable clients across the province. As we prepare for the future, PGT staff strive to add value to the lives of the clients we serve through the provision of quality service.

To best provide service, the PGT has identified and implemented four strategic priorities: optimizing client services, strengthening organizational capacity, building staff engagement and fostering external relationships. Each of these strategic directions guide our efforts to build our organizational capacity and effectiveness.

During 2012–2013, the PGT served approximately 30,300 clients and managed approximately $893 million of client assets. In doing so, the PGT faced significant challenges, primarily related to operating in an environment of government restraint. The PGT was also required to manage risk related to administering client trust funds with an inadequate and outdated trust accounting system while continuing to seek funding to replace it.

The organization managed these challenges because of the efforts of hardworking and dedicated staff supported by advice of the PGT's external advisory committees and contributions of its many external professional and community service providers, partners and stakeholders.

The coming year will bring continuing and new challenges for the PGT, including implementing new legislative frameworks for administration of estates and the appointment of the PGT as statutory property guardian. I value the continued staff commitment and support of our many partners as we take on these challenges and advance the PGT vision of **Rights, choices and security for all British Columbians**.

Catherine M. Romanko
Public Guardian and Trustee

2012–2013 PERFORMANCE REPORT

ACCOUNTABILITY STATEMENT

The 2012–2013 Performance Report was prepared under my direction. I am accountable for the results achieved, the selection of performance measures, and how actual performance has been reported. The information presented reflects the actual performance of the Public Guardian and Trustee for the 12 months ended March 31, 2013. The report addresses all significant events that occurred, and decisions made, up to September 9, 2013.

The information presented represents a comprehensive picture of our actual performance in relation to our service delivery plan. The report contains estimates and significant interpretive information that represents the best judgment of management.

The measures presented are consistent with the organization's mandate, goals and objectives, and focus on aspects critical to understanding our performance. I am responsible for the design and operation of internal controls to ensure performance information is measured accurately and in a timely manner. Any significant limitations in the reliability of specific data are identified in the report.

The report is intended for a general audience. Specific users may require more detailed information than is contained in this report. The report has been prepared in accordance with the *Public Guardian and Trustee Act* and British Columbia Performance Reporting Principles.

Catherine M. Romanko
Public Guardian and Trustee

September 9, 2013

AUDITORS' REPORT

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Chartered Accountants
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Vancouver BC V7Y 1K3
Canada

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To:

The Public Guardian and Trustee of British Columbia,
The Attorney General and Minister of Justice, Province of British Columbia, and
The Members of the Legislative Assembly of British Columbia

We have audited the accompanying 2012/2013 Performance Report (Performance Report) of the Public Guardian and Trustee of British Columbia (PGT) for the year ended March 31, 2013 based on the requirements of subsections 25 (1), 25 (2), 25 (3) (c), 25 (3) (d) and 26 (1) (b) of the *Public Guardian and Trustee Act (PGT Act)* and on the Performance Reporting Principles for the British Columbia Public Sector (BC Performance Reporting Principles) (collectively referred to herein as the Criteria). The Performance Report and its fair presentation in conformance with the Criteria are the responsibility of the PGT. Our responsibility is to express an opinion, based on our audit, on the fair presentation of the Performance Report in conformance with the Criteria.

We conducted our audit in accordance with the standards for assurance engagements established by the Canadian Institute of Chartered Accountants. Those standards require that we plan and perform an audit to obtain reasonable assurance about whether the Performance Report is fairly presented in conformance, in all material respects, with the Criteria. Our audit included examining, on a test basis, evidence supporting the amounts and disclosures in the Performance Report, evaluating the fair presentation of the Performance Report in conformance with the Criteria, and performing such other procedures as we considered necessary in the circumstances.

The Performance Report necessarily contains a number of representations by the PGT concerning the appropriateness of the PGT's goals, objectives, targets, explanations of the adequacy of planned and actual performance, and expectations for the future. These are provided to provide context to assist the reader in evaluating the plans and

AUDITORS' REPORT

performance of the PGT. Such representations are the opinions of the PGT and, given their necessarily subjective nature and also the future orientation of some of the representations, such representations inherently cannot be subject to independent audit verification. Further, as described in the Performance Report section entitled Linking Resources to Performance (pages 56 to 65), the tables and related information on pages 56 to 65 of the Performance Report are derived using an allocation model developed to reflect approximate usage of key services and other segmentation methodologies that are beyond the scope of this audit; accordingly, with respect to the tables and related information on pages 56 to 65 of the Performance Report, our audit was limited to providing reasonable assurance that the Performance Report is consistent with the audited financial statements contained in the PGT's 2012/2013 Annual Report.

In our opinion, except for the effect of adjustments, if any, which we may have determined to be necessary had we been able to independently verify the representations described in the paragraph above and had we performed a more extensive examination of the tables and related information on pages 56 to 65 of the Performance Report as referred to in the paragraph above, the PGT's Performance Report for the year ended March 31, 2013 is fairly stated in conformance, in all material respects, with the Criteria.

The attached Appendix to this report provides further explanation regarding the fair presentation of the Performance Report in conformance with the Criteria.

KPMG LLP

Chartered Accountants
Vancouver, Canada
September 9, 2013

APPENDIX TO THE AUDITORS' REPORT

This Appendix summarizes and explains selected key aspects of how the Performance Report is fairly presented in conformance, in all material respects, with the requirements of subsections 25 (1), 25 (2), 25 (3) (c), 25 (3) (d) and 26 (1) (b) of the *PGT Act* and with the BC Performance Reporting Principles (collectively referred to herein as the Criteria).

BC Performance Reporting Principle 1 – Explain the Public Purpose Served

The Performance Report identifies and explains the PGT's mandate, enabling legislation, mission, vision, and organizational structure. Core program areas, services, clients, and stakeholders are described, as is the role of service partners. The PGT's role and relation to the courts and the Crown are explained. The Performance Report describes the PGT's seven major values and how they guide and are embedded in the PGT's operations.

BC Performance Reporting Principle 2 – Link Goals and Results

The Performance Report identifies and explains the PGT's mandate and vision, its service delivery plan including its mission, the goals it has identified in support of its mission and vision, the related more detailed objectives and performance measures, and its actual results, providing linkages and a logical flow between them. The relevance and relation to long-term outcomes are identified and explained for key performance measures and results. Variances between planned and actual results are identified and explained. The impact of results on the PGT's future direction is also identified and explained where relevant.

BC Performance Reporting Principle 3 – Focus on the Few Critical Aspects of Performance

The PGT's April 1, 2012 – March 31, 2015 Service Delivery Plan identifies the PGT's five goals related to the three aspects of its mission, one to five specific objectives related to each goal, and related specific performance measures. Except for one performance measure that was planned but not implemented (as explained in the Performance Report, one measure was excluded from reporting as the funding, upon which the replacement of the trust accounting system depended, was not provided during the year), the Performance Report repeats this information from the Service Delivery Plan, and provides in a clear, concise format the PGT's actual results for each performance measure, and the meaning and importance of each performance measure and result. The Performance Report also provides related contextual information regarding factors influencing the selection of goals, objectives, and performance measures, and factors influencing the actual results.

APPENDIX TO THE AUDITORS' REPORT

BC Performance Reporting Principle 4 – Relate Results to Risk and Capacity

The Performance Report summarizes management's approach to risk, including risk identification and assessment, consideration of potential impacts of risks on achievement of PGT goals, and consideration of risk tolerance, resource constraints, and mitigation strategies. It summarizes management's view of the significant risks faced by the PGT, related potential causes including capacity issues, and current and possible risk mitigation strategies for dealing with the risks. Current capacity is described in relation to current results and to the PGT's ability to deliver on its organizational goals and objectives.

BC Performance Reporting Principle 5 – Link Resources, Strategies and Results

The Performance Report identifies the major sources, nature, and amounts of the PGT's funding, provides budgeted and actual revenues and expenses by program area and for the PGT as a whole, and explains key variances between budgeted and actual revenues and expenses for the PGT as a whole. Year over year comparative financial information is provided in the audited financial statements included in the PGT's Annual Report. The Performance Report identifies, for each program area and for the PGT as a whole, the total staff, number of clients, and financial indicators including revenue, expenses, and assets under administration. The Performance Report identifies trends and issues impacting results, revenues, and expenses, and also describes how resources, strategies, and results are linked, including linking areas of expenditure with its goals that are most directly affected by the expenditures. The Performance Report links financial and performance information in a way that should help readers understand the efficiency and economy of the PGT's operations.

BC Performance Reporting Principle 6 – Provide Comparative Information

For each identified specific performance measure linked to the PGT's goals, when applicable, the Performance Report provides clear comparisons between planned results, actual results, and previous years' results, as well as targeted results for the following year. When relevant and material, explanations are provided of changes in the nature, source data, and/or calculation of the performance measures. Year over year comparative financial information is provided in the audited financial statements included in the PGT's Annual Report. The Performance Report identifies trends and issues impacting results, revenues, and expenses. The Performance Report also explains the reasons for the lack of provision in the Performance Report of comparative information to similar organizations.

APPENDIX TO THE AUDITORS' REPORT

The *PGT Act*, and BC Performance Reporting Principle 7 – Present Credible Information, Fairly Interpreted

The Performance Report has been made by the PGT to the Attorney General and Minister of Justice, Province of British Columbia, by September 30, 2013 as required by the statutory reporting requirements and deadline specified in subsections 25 (1), 25 (2), 25 (3) (c), and 25 (3) (d) of the *PGT Act*. Our related auditors' report is provided as required by section 26 (1) (b) of the *PGT Act*. Subject to the limitations described in our auditors' report, our opinion relates to the credibility of the information in the Performance Report, including its fair presentation in conformance, in all material respects, with the Criteria based on the best judgement of the PGT.

BC Performance Reporting Principle 8 – Disclose the Basis for Key Reporting Judgements

The Performance Report explains the basis for selecting the aspects of performance on which it focuses and the rationale for the performance measures reported upon. The Performance Report also provides concise explanations of how most performance measures are derived including, where relevant, data sources and the period covered. The process for selecting goals, objectives, and targeted results for performance measures, and how it is evolving, is described. Any significant changes in the way performance is measured or presented are described. The PGT provides an accountability statement describing their accountability for the Performance Report, and representing (among other things) that: the Performance Report has been prepared in accordance with the *PGT Act* and the BC Performance Reporting Principles; that it contains estimates and significant interpretive information that represents the best judgement of management; that the measures presented are consistent with the organization's mission, goals and objectives, and focus on aspects critical to understanding the organization's performance; and that it reflects the actual performance of the PGT for the twelve months ended March 31, 2013.

MANDATE AND VISION

Mandate

The PGT mandate is to:

Protect the legal and financial interests of children and youth under the age of 19

Protect adults who require assistance in decision making through protection of their legal rights, financial interests and personal care interests

Administer estates of deceased persons, estates of missing persons and act as trustee

During 2012–2013, the PGT provided services through 250 employee positions to approximately 30,300 clients and administered approximately $893 million of trust assets. When managing the financial interests of an individual, estate or trust, the PGT observes prudent business practices and is bound by both common law and statutory fiduciary principles associated with a trustee or an agent.

The PGT exercises quasi judicial authority in specific situations as a result of obligations created by statutory law. In addition, the PGT provides the court with reliable independent submissions when the property or financial interests of minors, vulnerable adults or estates are at risk.

The PGT self funds a large percentage (currently 71%) of its actual expenditures through fees and commissions charged on client income and assets.

The PGT has a fiduciary duty to advance the private interests of its clients even if they are contrary to the interests of government. The PGT is independent of government in its case related decision making responsibilities.

Vision

The PGT vision is: **Rights, choices and security for all British Columbians.**

MANDATE AND VISION

Protect the legal and financial interests of children and youth under the age of 19.

CHILD AND YOUTH SERVICES

45.8 staff
19,076 clients*
$175 million in assets**

Protect adults who require assistance in decision making through protection of their legal rights, financial interests and personal care interests.

SERVICES TO ADULTS

96.5 staff
9,367 clients*
$529 million in assets**

Administer estates of deceased persons, estates of missing persons and act as trustee.

ESTATE AND PERSONAL TRUST SERVICES

27.8 staff
2,201 clients*
$189 million in assets**

*Clients: the number of individual clients served both by the division and by major business lines throughout the year. Because of this, the divisional total is typically less than the sum of the business lines as clients may require service in more than one business line.

**Total value of assets under administration (at March 31, 2013).

VALUES

INTEGRITY

We act in accordance with the highest ethical, legal and personal standards.

INNOVATION

We challenge ourselves to seek new and improved ways to deliver service and assist clients.

CLIENT CENTRED SERVICE

We constantly strive to provide quality customer service to our clients who are the focus of our services.

STAFF SUPPORT

We acknowledge staff as our greatest resource and recognize and appreciate their expertise, professionalism and commitment.

OPENNESS

We demonstrate responsibility and transparency to clients, government and the public through annual statutory public reporting on all aspects of our performance.

RESPECT

We treat clients, their family and friends in a courteous, respectful manner.

TEAMWORK

We work with one another and with service partners in striving for seamless service delivery.

STATUTES

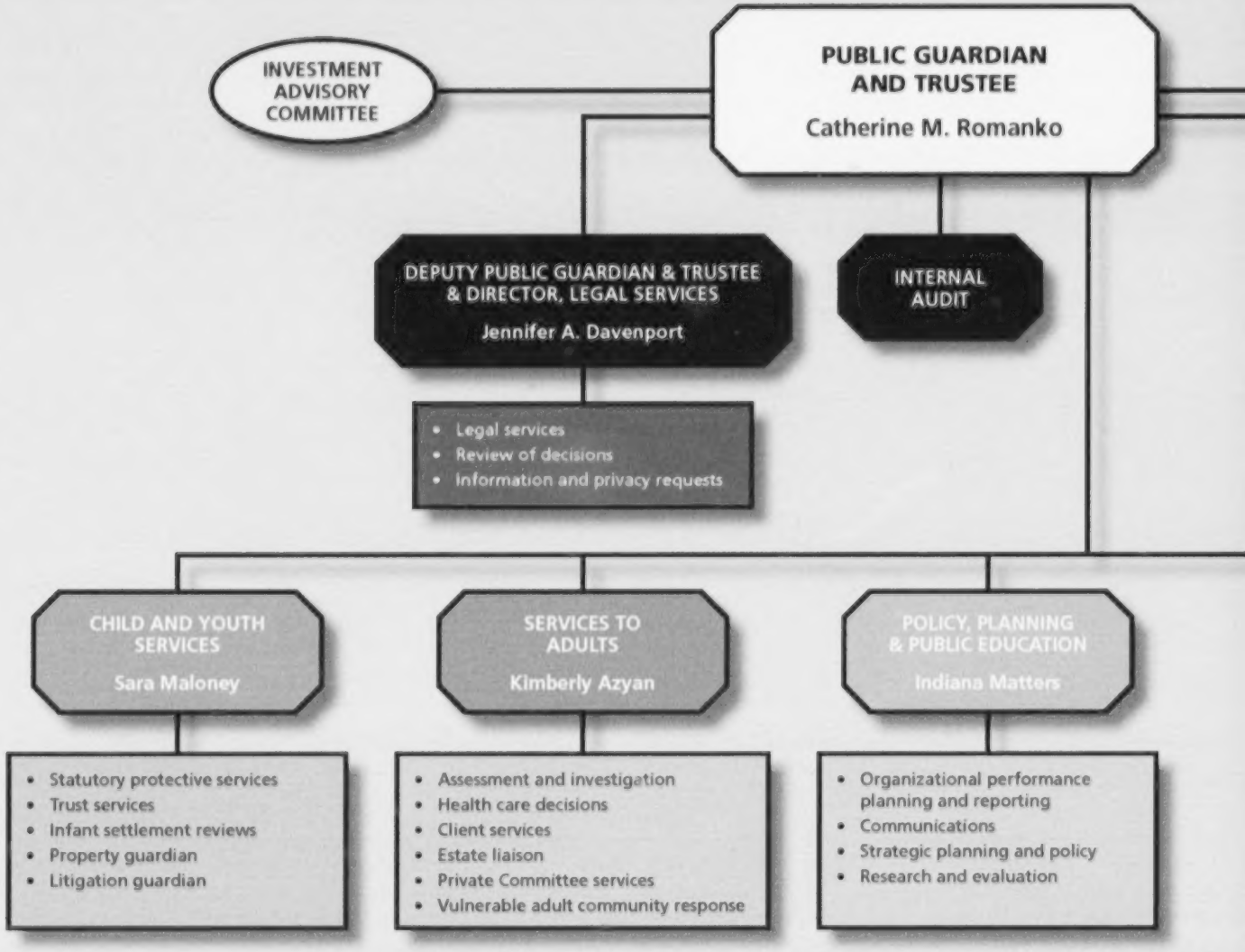
Numerous acts set out the powers and duties of the PGT.

Key provincial statutes include:

- *Adult Guardianship Act*
- *Child, Family and Community Service Act*
- *Community Care and Assisted Living Act*
- *Cremation, Interment and Funeral Services Act*
- *Employment Standards Act*
- *Estate Administration Act*
- *Estates of Missing Persons Act*
- *Family Law Act**
- *Health Care (Consent) and Care Facility (Admission) Act*
- *Infants Act*
- *Insurance Act*
- *Insurance (Vehicle) Act*
- *Patients Property Act*
- *Power of Attorney Act*
- *Public Guardian and Trustee Act*
- *Representation Agreement Act*
- *Trust and Settlement Variation Act*
- *Trustee Act*
- *Wills Act*
- *Wills Variation Act*

**Family Law Act* replaced *Family Relations Act* on March 18, 2013*

ORGANIZATION CHART



Public Guardian and Trustee Organizational Structure (as of May 6, 2013)

AUDIT ADVISORY COMMITTEE

EXECUTIVE OFFICE

- Provides overall direction
- Coordinates and consults with public guardians and trustees in other jurisdictions

ESTATE AND PERSONAL TRUST SERVICES

Bryce Somerville

- Estates of deceased persons
- Trusts
- Estates of missing persons
- Litigation representative
- PGT Educational Assistance Fund
- Executor appointments

CLIENT FINANCE & ADMINISTRATIVE SERVICES

Kerry Ho

- Client financial services
- Client investment services
- Corporate and administrative services
- Information technology services
- Client warehouse
- Field services

ACCOUNTABILITY FRAMEWORK

The PGT is a corporation sole established under the *Public Guardian and Trustee Act*.

Catherine M. Romanko was appointed as the Public Guardian and Trustee for a six year term effective October 10, 2011. The PGT can serve a maximum of two terms.

The PGT is accountable to the provincial government, the legislature, the public and directly to PGT clients. Overall accountability is exercised through the government's review and approval of the PGT service delivery plan, public reporting on performance, and through annual independent performance and financial audits.

Accountability to PGT clients is exercised through internal review processes, the Ombudsperson and judicial oversight of PGT statutory and fiduciary obligations. Many PGT functions are fiduciary in nature and judicial oversight mechanisms are highly developed.

Two advisory committees assist the PGT. The **Investment Advisory Committee** is a statutory committee established under the *Public Guardian and Trustee Act* to advise on strategic investment policy. The **Audit Advisory Committee** is established by the PGT to advise on key aspects of internal and external audit, accountability and internal controls.

Performance Planning and Reporting

Part 3 of the *Public Guardian and Trustee Act* establishes an accountability framework that provides for performance planning and reporting.

Section 22 requires the PGT to prepare an annual three year service delivery plan (SDP) and deliver it to the Attorney General and Minister of Justice not later than December 31 for the upcoming three fiscal years. If approved by the Attorney General, the PGT must submit the plan to the provincial Treasury Board for approval. The Act specifies content of the SDP.

Section 25 requires the PGT to report to the Attorney General and Minister of Justice in each fiscal year on operations of the office for the preceding fiscal year. This annual report must be submitted to the Attorney General by September 30 and thereafter tabled in the Legislative Assembly.

The Act stipulates that the annual report must include an audited performance report relating to the performance targets and other objectives established in the SDP, together with audited financial statements for both PGT operations and its stewardship of client estates and trusts under administration.

Corporation Sole

The PGT is a corporation sole. This is a corporate legal structure in which all authority and responsibility is vested in a single office holder who may delegate authority and who operates without a board of directors. This structure is used primarily in situations requiring clear accountability and is a common model for public guardians and trustees in Canada.

STAKEHOLDERS AND SERVICE PARTNERS

PGT Primary Client Groups

Most PGT clients are vulnerable as the result of being under a legal disability due to minority or mental incapability. Clients include:

- Children in continuing care of the province
- Children with trust funds
- Children whose guardians wish to settle a claim for damages on behalf of the child
- Seniors and other adults who require assistance with decision making due to mental illness, disease, developmental disability or brain injury
- Vulnerable adults who are experiencing abuse, neglect or self neglect
- Adults without family or others who are incapable of making a health care decision
- Heirs and beneficiaries of estates of deceased persons
- Missing persons
- Beneficiaries of trusts

Key PGT External Relationships

Clients are at the core of all PGT activity. The PGT liaises with and/or works in partnership with a broad range of individuals and organizations in helping clients meet their needs. These include:

- Family and friends of clients
- Community groups
- First Nations
- Insurance Corporation of BC (ICBC)
- BC Unclaimed Property Society
- Public service partners with statutory authority
- Provincial government ministries
- Court of Appeal, Supreme Court and Provincial Court of British Columbia
- Law Society of British Columbia
- Canadian Bar Association (BC Branch)
- Government of Canada
- BC Investment Management Corporation (bcIMC)

Key PGT Private Sector Relationships

The PGT works with a wide range of private sector service providers in meeting its responsibilities for protecting the personal, financial and legal interests of clients. These include:

- Private service providers (e.g., care facilities, funeral homes)
- Personal service providers
- Financial institutions (e.g., banking, investment services, private investment managers)
- Medical and social services professionals
- Lawyers
- Accountants
- Insurance providers
- Real property managers
- Heir tracers

PROGRAM AREAS

The PGT serves clients primarily through three broad program areas: Child and Youth Services, Services to Adults and Estate and Personal Trust Services. These are supported by Client Finance and Administrative Services, Internal Audit, Legal Services and Policy, Planning and Public Education. The Executive Office provides overall direction, coordination and consultation with public guardians and trustees in other jurisdictions.

CHILD AND YOUTH SERVICES

The PGT protects the legal and financial interests of minors under the authority of a range of provincial statutes. The PGT Child and Youth Services division (CYS) works on behalf of and directly with minor children and youth as well as with their parents or guardians with primary emphasis on its roles as property guardian, trustee and reviewer of proposed settlements and legal notices.

Property Guardian

As property guardian (formerly guardian of estate), the PGT is coguardian with the Ministry of Children and Family Development (MCFD) and Delegated Aboriginal Child and Family Service Agencies (DAAs) for children in continuing care of the province. The PGT is also property guardian for children who have no legal guardian or are undergoing adoption.

As property guardian, the PGT advances legal claims for damages arising from injuries suffered by children in care. The PGT also pursues financial benefits to which PGT property guardian clients are entitled such as Canada Pension Plan Children's Benefits and Registered Disability Savings Plans.

Trustee

The PGT receives trust funds on behalf of minor children, including personal injury settlement proceeds, life insurance proceeds where a minor is beneficiary and no trustee is named to administer the funds, shares of estates where no trustee is named and a portion of wages earned by child entertainers. Funds are typically held in trust until the child turns 19 (the age of majority in BC) unless disbursed earlier for the benefit of the child.

The PGT is required to act as trustee for certain funds and the *Family Law Act* provides that some funds may be paid directly to parents or guardians.

During 2012–2013, a special project to locate former clients who had become adults but could not be easily located to receive their trust funds successfully distributed $2.7m to 560 individuals whose funds would otherwise have been transferred to the BC Unclaimed Property Society.

Protective Legal Reviews

The PGT protects the legal interests of minors by reviewing proposed settlements of claims for unliquidated damages brought on their behalf. The settlements relate to a variety of claims such as the wrongful death of a parent or guardian and those arising from medical

malpractice or motor vehicle accidents. These reviews ensure that the settlements are reasonable and in the best interests of minors.

To protect the property interests of minors in trusts and estates, the PGT also reviews notices of applications to administer an estate of a deceased person or to vary a trust or a will when a minor is beneficiary or may be entitled to a share in the estate or trust. Where the PGT has reason to believe that a minor's interest in a trust is at risk, the PGT will investigate on behalf of the minor.

Child and Youth Services	
Total Staff	45.8 positions
Total Clients	19,076*
Property Guardian**	5,924
Trustee	10,784
Protective Legal Reviews	3,398
Litigation Guardian (non Property Guardian)	89
Total value of assets under administration (at March 31, 2013)	$175 million
Investments and Securities	$169 million
Real Property	$5.5 million
Other	$0.5 million

*Client counts reflect the number of individual clients served both by the division and by major business lines throughout the year. Because of this, the division total is typically less than the sum of the business lines as clients may require service in more than one business line.

**Formerly Guardian of Estate, name changed by *Family Law Act*.

SERVICES TO ADULTS

The PGT protects the legal rights and personal and financial interests of adults who are unable to manage their affairs independently and who require substitute decision making. The majority of adult clients rely on PGT financial and legal management or review of decisions made by others. The PGT also makes or provides for substitute health care decisions to be made on behalf of some adults, and exercises health and personal care decision making for a small number of other adults.

The PGT Services to Adults division (STA) acts for adult clients when other appropriate substitute decision makers are not available. Most adult clients have diseases of aging that have impaired their mental capability, while others have mental illnesses, developmental disabilities or brain injuries. In serving its adult clients, the PGT strives to balance client independence and the right to self determination with the need for protection.

Assessment and Investigation

The first contact the PGT has with most adult clients results from staff responding to reports from concerned friends, relatives or professionals to assess whether PGT services are required. This includes investigating reports of financial abuse of adults who may be incapable and consulting with community and family members on possible abuse, neglect and self neglect issues. As a last resort, the PGT might pursue authority to be the decision maker.

PROGRAM AREAS

Health Care Decisions

Under the *Health Care (Consent) and Care Facility (Admission) Act*, health care professionals must obtain informed consent before treating a patient. A substitute decision maker is generally needed if patients are mentally incapable of making their own treatment decisions. In the absence of an existing substitute decision maker such as a committee of person or a representative under a representation agreement, the Act allows the closest qualified relative or close friend to make decisions. When these qualified individuals are not available or where there is dispute regarding who to select among equally ranked individuals, the PGT is called upon to appoint another substitute decision maker or to make substitute treatment decisions itself.

Client Services

The PGT provides a wide range of direct financial and personal care decision making and case management services for adults in vulnerable situations. It acts under a number of different roles including committee of estate, committee of person, power of attorney, representative, litigation guardian and pension trustee.

When the PGT is appointed as committee of estate, staff work with the adult to establish an effective plan that includes securing assets and pursuing income, benefits and compensation, paying bills, administering investments and managing property. When appointed as committee of person, the PGT makes health and personal care decisions on behalf of the adult.

Estate Liaison

Estate Liaison coordinates completion of STA direct involvement in a client's affairs and releases property under PGT administration when services from STA are no longer required. Client affairs are transferred to Estate Liaison when the PGT no longer has authority, or is transferring authority, for an adult client because the individual has become capable of managing his or her own affairs, someone else has been appointed as committee or because the client has died.

Private Committee Services

Committees are appointed by the court to manage the legal and financial and/or personal interests of an incapable adult. These committees may be the PGT or may be private committees who are often family or friends of the adult. When a private committee has been appointed, the PGT reviews their financial accounts and investigates concerns that they may not be complying with their duties.

Vulnerable Adult Community Response

The *Adult Guardianship Act* provides for the PGT to designate external agencies that then have a duty to receive and respond to allegations of abuse, neglect and self neglect of vulnerable adults. The current Designated Agencies are the Health Authorities, Community Living BC (CLBC) and Providence Health Care Society.

The Act further provides for the PGT to organize community networks to provide support and assistance

to abused and/or neglected adults. This is accomplished through coordinating a range of province wide standing committees and special events involving service partners and other stakeholders. During 2012–2013, the PGT also continued discussions with representatives of national and provincial financial institutions on addressing issues related to financial abuse of vulnerable persons.

Services to Adults	
Total staff	96.5 positions
Total clients	9,367*
Assessment and Investigation	2,377
Client Services	4,398
Health Care Decisions	562
Estate Liaison	1,076
Private Committee Services	2,229
Adult legal monitoring	947
Total value of assets under administration (at March 31, 2013)	$529 million
Investments and securities	$379 million
Real property	$135 million
Other	$15 million

*Client counts reflect the number of individual clients served both by the division and by major business lines throughout the year. Because of this, the divisional total is typically less than the sum of the business lines as clients may require service in more than one business line.

ESTATE AND PERSONAL TRUST SERVICES

The PGT provides estate administration and trust services through the Estate and Personal Trust Services division (EPTS).

Administration of Estates of Deceased Persons

As Official Administrator for British Columbia, the PGT administers estates when the executor, heir, beneficiary or other eligible person is not able or willing to do so. The PGT also administers estates of deceased persons when the heir or beneficiary is a client under authority in another PGT division such as Services to Adults or Child and Youth Services. In addition, the PGT may agree to be appointed as the executor under a will. The PGT filed 262 probate applications with the Supreme Court of BC in 2012–2013.

If the estate is of minimal value and no next of kin can be found who are willing and able to make funeral arrangements, EPTS ensures that a referral is made to the Ministry of Social Development and Social Innovation to provide for a respectful funeral at public expense.

Trusts

The PGT acts as trustee for trusts created either by will, court order, or inter vivos settlement. If options to appoint a family member or trust company are not appropriate, the PGT may agree to act as trustee. These trusts may be created to ensure that the benefits going

to a child or adult are protected or alternatively, may be created to provide benefits going forward in perpetuity for a charitable organization. Most of the trusts are discretionary as to payment of both income and capital, so the funds are distributed at PGT discretion as trustee in accordance with terms of the trust agreement.

Executor Appointments

The PGT may agree to be appointed executor of a will in appropriate circumstances. Once appointed executor, the PGT follows up with each testator periodically to ensure that the will is current and their estate plans are appropriate.

Litigation Representative

The PGT may agree to act as litigation representative for purposes of a specific legal action brought against an estate if there is no executor, administrator or other person to act. The PGT role is generally limited to accepting service of legal documents on behalf of estates without assets. If the estate has assets, the PGT will apply for letters of administration and will deal with the litigation under that authority.

PGT Educational Assistance Fund

As trustee of this trust established by the province of BC in 1989, the PGT provides bursaries to qualifying adults who were formerly under the continuing care of the province.

Applicants are assessed on their grades, financial needs, career goals and other considerations. Funds available are dependent on rates of investment return. The trust had a capital value of $787,768.72 at December 31, 2012. In 2012–2013 there were 25 applicants and bursaries totaling $17,900 were awarded to 14 individuals.

Estates of Missing Persons

The PGT acts as curator for persons who are missing as defined in the *Estates of Missing Persons Act*. The curator manages the adult's property until the person is located or until the funds are paid into court for safekeeping. These cases are rare.

Estate and Personal Trust Services	
Total Staff:	27.8 positions
Total Clients:	2,201*
Deceased estates	1,709
Trusts	266
Litigation Representative	26
PGT Educational Assistance Fund	25 applicants
Estates of Missing Persons	2
Executor appointments	219
Total value of assets under administration (at March 31, 2013):	$189 million
Investments and securities	$153 million
Real property	$33 million
Other	$3 million

*Client counts reflect the number of individual clients served both by the division and by major business lines throughout the year. Because of this, the divisional total is typically less than the sum of the business lines as clients may require service in more than one business line.

PROGRAM AREAS

CLIENT FINANCE AND ADMINISTRATIVE SERVICES

The PGT Client Finance and Administrative Services division (CFAS) provides a wide range of both corporate and direct client services.

Client services include collecting client income, making client disbursements, providing investment expertise and investigating, securing and storing physical assets on behalf of clients.

Corporate services include budget planning, corporate accounting, information technology, human resources coordination, mail room, facilities and office administration. As an independent agency, the PGT requires a broad spectrum of its own corporate services.

Client Financial Services

Client Financial Services (CFS) has ongoing responsibility for managing client income, disbursements, assets and liabilities. CFS also manages and coordinates tax services for PGT clients.

Investment Services

Investing client assets is a major PGT responsibility and by statute, the PGT is required to act as a prudent investor. The PGT applies diligent processes in reviewing and assessing client needs to determine their investment goals and objectives and develops personalized investment plans for clients with more than $50,000 in net financial assets. For more information on investments, see page 29.

Field Services

Field Services investigates and secures client physical assets, including maintaining a warehouse.

Information Technology Services

The PGT maintains full information technology services independently from the provincial government to ensure that client information is kept confidential.

Corporate Financial Services

Corporate Financial Services provides budget planning, development and monitoring as well as corporate payment processing for the PGT. This includes preparing and supporting Treasury Board submissions, assisting with proposals for new legislation and leading the organization in implementing corporate wide financial initiatives.

Facilities and Administrative Services

Facilities and Administrative Services (FAS) provides corporate facilities, mail, records and administrative services required by the PGT as an independent agency. As an example, during 2012–2013, it logged almost 40,000 incoming cheques.

LEGAL SERVICES

PGT Legal Services are delivered by a complement of 13.5 staff lawyer positions distributed among program and corporate services and supplemented by outside counsel as required. The Deputy Public Guardian and Trustee is the Director of Legal Services.

PROGRAM AREAS

Within their assigned areas of practice, the staff lawyers provide advice to the PGT when acting on behalf of clients in a representative capacity. In this role, they may appear at mediations or in civil proceedings on behalf of PGT clients or may instruct outside counsel acting on behalf of clients in a variety of civil matters.

Staff lawyers also carry out certain statutory obligations of the PGT, such as reviewing applications for appointment of private committees, settlements of claims for unliquidated damages on behalf of minors, proposed transactions affecting the property interests of minors and legal notices where the interests of minors or incapable adults may be affected. In some circumstances, staff lawyers provide written comments to the court regarding issues concerning the interests of minors or incapable adults in civil proceedings.

At March 31, 2013, PGT staff lawyers were providing legal advice and services to clients that involved acting on approximately 3,400 different legal issues. Class actions are no longer included in this count. Information regarding class actions is reported separately.

The Administrative Counsel carries out a variety of duties to support PGT statutory obligations, including providing legal oversight of PGT involvement in advancing client interests in class proceedings and managing the overall provision of legal services to PGT clients by outside counsel.

The Information and Privacy Lawyer coordinates compliance with access to information and privacy legislation. The majority of requests for information are complex and are made by family members of PGT clients. In 2012–2013, the PGT responded to 30 requests for information and 4 court orders for production of records and participated in 5 reviews conducted by the BC Information and Privacy Commissioner.

A pilot project with respect to PGT class actions activity is continuing through 2013. In 2012–2013, the PGT represented clients in 13 class actions. It continues to monitor 11 separate class actions and potential class actions on behalf of clients.

The Deputy Public Guardian and Trustee and staff lawyers contribute regularly as speakers and writers for Continuing Legal Education activities with respect to the law that impact PGT clients. They also participate in government law reform initiatives relevant to the PGT mandate. During 2012–2013, these included consultation respecting the new *Family Law Act* and associated Regulations; the new *Wills, Estate and Succession Act* and related court rules; the *Adult Guardianship Act*; and the *Emergency Intervention Disclosure Act*. The PGT also participated in a BC Law Institute Project considering reforms to rules made by judges governing when a person is determined to have the mental capacity to carry out a transaction or enter into a financial or legal relationship.

PROGRAM AREAS

POLICY, PLANNING AND PUBLIC EDUCATION

The Policy, Planning and Public Education division provides a range of organization wide services in support of PGT operations. These include statutory organizational performance planning and reporting, internal and external communications, strategic and business planning, policy development, management information, research and evaluation.

PGT CROSS DIVISIONAL AND RELATED ACTIVITIES

The PGT focus is on serving clients by carrying out its statutory duties. While continuing to manage within capacity, providing these services requires undertaking a range of activities to respond to new legal requirements, changes in technology, service partner needs, evolving accountability and other standards, demographic change, increased demand for services and cost pressures. The following represent some of these major related activities during 2012–2013.

- Worked closely with the BC Ombudsperson with respect to her February 2013 report *No Longer Your Decision: British Columbia's Process for Appointing the Public Guardian and Trustee to Manage the Financial Affairs of Incapable Adults*. This included both providing information during the developmental stage and responding to recommendations after the report was issued.
- Developed and implemented a major new version of the PGT case management system in conjunction with upgrading of other information technology platforms.
- Submitted a revised business case to secure funding for a new trust accounting system to better support business and audit requirements.
- Introduced the Lean methodology to improve efficiency beginning with staff training and two Lean projects related to applying for Registered Disability Savings Plans and assessing accounts submitted by private committees.
- Enhanced public awareness and process for response to complaints.
- Developed new Conflict of Interest Training materials and refreshed annual Ethical Principles and Standards of Conduct Training materials.
- Conducted a Privacy Assessment to help ensure that PGT client information is protected.
- Participated in interministry reviews of services to adults with developmental disabilities (STADD) and CLBC services.
- Marked the 50th anniversary of the *Public Trustee Act* that created a single office on March 27, 1963 by bringing together the Official Guardian, Official Committee and Official Administrator (County of Vancouver).

PROGRAM AREAS

PGT Summary Activities	
Total Staff:	250 positions
Total Clients:	30,282*
Total value of assets under administration (at March 31, 2013):	$893 million
Investments and securities	$701 million
Real property	$174 million
Other	$18 million
Business Indicators:	
Client funds invested	$701 million
Client bills paid	$185 million
Client receipts processed	$188 million
Other Indicators:	
Clients with trust accounts	14,804
Real properties sold	120
Income tax filings	5,646

*Client counts reflect the number of individual clients served both by individual divisions and by major business lines throughout the year. Because of this, the PGT total is typically less than the sum of the division totals as clients may require service in more than one division.

250

Total staff positions

30,282

Total clients*

$893 million**

**Total value of assets under administration at March 31, 2013

INVESTMENTS

The PGT has three pooled investment funds for clients – the Premium Money Market Fund, the Balanced Income Fund and the Balanced Growth Fund.

The **Premium Money Market Fund** is intended to preserve capital for risk averse clients and provide liquidity and an improved rate of return for short term investments. (Fund size $486M at March 31, 2013)

The **Balanced Income Fund** is aimed at generating current income with some growth. It is used most frequently by adult clients with medium term investment time horizons. (Fund size $28M at March 31, 2013).

The **Balanced Growth Fund** is aimed at long term capital growth. It is used most frequently by clients with longer investment time horizons such as young children. (Fund size $77M at March 31, 2013).

The PGT professionally invests client funds in the pooled funds and other investment alternatives and relies on the services of brokerages. Although the PGT generally invests client funds in its three pooled funds, the choice of alternatives is determined by client goals and objectives set out in investment plans which are monitored on a regular basis according to portfolio risk.

The following table provides comparisons of rates of return for PGT pooled funds and standard alternatives as at March 31, 2013.

PGT Pooled Funds	Comparisons*
Premium Money Market Fund	
1.81% (1 year)	91 day Government of Canada Treasury Bill: 1.00% 3 year Guaranteed Investment Certificate: 1.83% Chequing account interest: 0.05%
Balanced Income Fund	
4.83% (5 years annualized)	Standard industry portfolio benchmark: 4.21% (5 years annualized)
Balanced Growth Fund	
4.09% (5 years annualized)	Standard industry portfolio benchmark: 3.64% (5 years annualized)

*Sources: Premium Money Market Fund – BC Investment Management Corporation; GOC Treasury Bill – RBC Investor Services; GIC – CIBC Wood Gundy; Chequing account – CIBC Wood Gundy; Balanced Income Fund and Balanced Growth Fund – RBC Investor Services

SOCIETAL TRENDS AND OTHER FACTORS

A number of social trends, risk factors and internal issues affect the work of the PGT. These include the following:

Evolving Legislative Framework

The major PGT focus at this time is on implementing significant new legislation that directly impacts the role of the PGT in relation to all of its major client groups — children and youth, incapable adults and estates of deceased persons.

Changes to the *Public Guardian and Trustee Act* came into force on February 28, 2013 with respect to the PGT power to restrict access to financial accounts pending investigation. Time limits are now more clearly defined.

The *Family Law Act*, which replaced the *Family Relations Act* on March 18, 2013 modernized the law governing parentage, family relationships and family property rights and created a new scheme for management of children's property. The legislation authorizes guardians to manage certain types of property for children in place of the PGT and creates a new obligation for the PGT to review and provide comments to the court concerning the appointment of trustees for children's trusts.

A new *Limitation Act* came into force on June 1, 2013. The new Act changes the relevant time periods during which civil claims may be commenced. The new limitation periods may impact the claims of the PGT and PGT clients.

The *Wills, Estates and Succession Act*, 2009 and related new Probate Rules that will come into force on March 31, 2014 will change the rules of succession and the manner in which estates of deceased persons are administered in BC. This Act will impact the entitlement of PGT clients to share in or administer estates and will also affect the role of the PGT as estate executor or administrator.

The PGT is also preparing to implement new law impacting adult guardianship, in particular, the process by which the PGT becomes statutory property guardian for incapable adults. The legal process for appointing a statutory property guardian was strongly criticized by the BC Ombudsperson for lack of administrative fairness in her February 2013 report – *No Longer Your Decision: British Columbia's Process for Appointing the Public Guardian and Trustee to Manage the Financial Affairs of Incapable Adults.*

In response to the Ombudsperson report, in March 2013, the BC government committed to bringing selected provisions of the *Adult Guardianship and Planning Statutes Amendment Act*, 2007 relating to statutory property guardianship into force on June 30, 2014. These provisions will add new services to be delivered by the PGT by way of additional procedural steps and duties in the determination of whether to appoint a guardian for an adult, including enhanced notification and consultation requirements and procedures for responding to requests for appeals of capacity assessments. The PGT welcomes

SOCIETAL TRENDS AND OTHER FACTORS

these long awaited improvements and is currently working with the government to secure funding for the PGT to provide these new services.

Implementation of these legislative changes requires the PGT to develop and put into practice corresponding new policies, business processes, information technology systems changes and training to ensure that staff are equipped to carry out their duties within the new statutory framework. It also requires the PGT to develop information materials to assist service partners and stakeholders in understanding the resultant PGT services.

Provisions of the 2007 Act relating to the court ordered process for appointing property guardians of incapable adults are not scheduled to be brought into force at this time. This process will continue to be governed by the outdated *Patients Property Act* and the PGT will continue to press for the balance of the adult guardianship provisions in the 2007 Act to be brought into force with appropriate funding.

Increasing Awareness of Abuse of Vulnerable Adults

Demographic changes related to the aging population continue to be a major driver in increasing demand for PGT services, particularly in the area of services to seniors with dementia and other diseases of aging. Growing awareness of the incidence and varieties of elder abuse and abuse, neglect and self neglect of other vulnerable adults continues to increase pressure for the PGT to take preventive measures and facilitate community response.

PGT adult clients include a very significant proportion of seniors who require assistance in decision making due to cognitive diseases of aging. As the proportion of seniors in the overall provincial population grows and the ratio of those over 85 years old grows, the PGT will be looked upon increasingly to act as steward and protector for those vulnerable adults who cannot protect themselves.

The BC government has developed an elder abuse prevention strategy as part of its action plan for improving care for seniors. This is directed at preventing, identifying and responding to elder abuse and neglect. The government has also passed legislation to create a Seniors Advocate to focus on issues of significance to seniors.

The PGT participated in consultations regarding both these initiatives, offering its unique insight into the protection of vulnerable adults to identify existing strengths and challenges in the system, as well as identifying opportunities for collaboration and coordination of services to seniors.

Increasing Complexity of Existing Services and Changing Expectations

Public expectations are changing with respect to how public services should be delivered. The rigid, intrusive and uniform manner in which public services were generally provided to incapable adults in the past is no longer acceptable in modern society. It is now recognized that such services should be as limited as is required for protection and should reflect client wishes to the extent

SOCIETAL TRENDS AND OTHER FACTORS

reasonably possible. Services need to be individualized to meet specific client needs.

Existing PGT services are increasingly becoming more complex to deliver. Demands for greater individualized service, taking into account client wishes such as retaining credit cards or keeping valuables in the home, means that client assets are subjected to increased risk. Providing service in accordance with this modern approach is more resource intensive because of the additional workload associated with the PGT fiduciary responsibility of monitoring and mitigating risk. There is also a public expectation that some services will be delivered online and PGT resources do not currently permit application of this technology.

Seniors are increasingly likely to have complex financial and business affairs. Often client assets are difficult to locate, are documented electronically and require specialized skills to identify and access. PGT client assets are frequently situated outside of the province and the PGT must turn to additional legal processes to secure and manage such assets.

Relatively high levels of immigration to BC have increased the complexity of providing PGT services in a culturally appropriate manner and have raised client and general public expectations that services may be delivered in several languages.

The PGT will continue to respond as fully as possible to these changing demands and expectations, balancing limited resources while managing within capacity. However, no matter how public expectations and demands continue to evolve, the PGT must first and foremost continue to meet its fiduciary duty to its clients.

Services to Aboriginal British Columbians

The PGT has long recognized that it must improve services to meet the particular needs of Aboriginal British Columbians, an awareness that has become more pronounced as Aboriginal agencies are increasingly becoming coguardian with the PGT for children in continuing care.

The conclusion of treaties with First Nations also impacts PGT services. As the federal government withdraws from providing services on reserve after treaty implementation, the PGT may face new unfunded responsibilities impacting services for children and youth, vulnerable adults and the estates of deceased persons.

The PGT works in partnership with First Nations, health authorities and police services in coordinating resources and developing interagency protocols to respond to abuse of vulnerable adults.

In recognition of the importance of financial literacy for daily functioning in our society, the PGT is committed to providing financial literacy training to assist its child and youth guardianship clients, many of whom are

SOCIETAL TRENDS AND OTHER FACTORS

Aboriginal. In carrying this out, the PGT has worked with First Nations, the federal government and Aboriginal and private sector organizations in developing components for a First Nations Financial Fitness program, in particular, a *First Nations Financial Fitness Handbook* and accompanying *Facilitators Guide*. These tools already are being widely used in community and individual financial literacy training workshops.

Evolving Legal Services Environment

Providing legal services to clients is a major PGT responsibility as a fiduciary.

The increase in the number of class proceedings creates a significant pressure for the PGT to determine which of its clients may be class members. This is a particular challenge as many adult clients have no family and few records of their lives prior to PGT involvement. Also, mental incapacity may limit the ability of clients to provide reliable accounts of their experiences. While clients bear externally incurred costs arising from researching and securing records required to assess possible eligibility to participate in a class action, the work required to support client claims also impacts overall PGT organizational capacity and resources.

The PGT has been involved on behalf of clients in an increasing number of lawsuits related to damages for injuries suffered by clients in institutionalized settings. Examples of these have included individual claims for clients with respect to Woodlands School and the Indian Residential Schools settlement.

The role of the PGT in protecting the right to compensation for injuries such as sexual or physical abuse of children for whom the PGT is property guardian continues to be a pressing issue. Improved reporting has resulted in the PGT reviewing and responding to large numbers of reports of incidents involving children in continuing care, many of which reveal potential claims for damages to be advanced on their behalf.

Law reform is required to provide a modern statutory definition of the powers and duties of public bodies who are guardians of minors. While the new *Family Law Act* provides a comprehensive list of parental responsibilities that apply to parents and guardians, there is no comparable description for public guardians. Section 51 of the *Infants Act*, states that the PGT "has all powers that a guardian, as a guardian of the estate appointed by will or otherwise, had over the estate of a child on May 19, 1917 in England...". These powers can ultimately be traced back to the *English Tenures Abolition Act* of 1660. This archaic reference is of little assistance in defining the powers and duties of a public property guardian.

Increased due process and risk management requirements add pressure to PGT corporate legal services. The PGT is also experiencing growing legal demands and accountability related activities such as those involving the

SOCIETAL TRENDS AND OTHER FACTORS

BC Information and Privacy Commissioner. While costs associated with these new legal pressures are incurred in acting as a fiduciary for individual clients, they are primarily funded as organizational costs.

The changing circumstances of adult clients also impose related legal demands. For example, increasing numbers of adult clients come to the PGT with more assets and/or debts than was previously the case and these more complex estates give rise to correspondingly more complex client legal issues.

Increased immigration levels have also added to legal complexity as more clients now have assets located in other jurisdictions.

Managing Within Finite Resources

The long term transition is continuing from the PGT acting primarily as a fiduciary providing direct financial management services to clients to a role that includes significant investigatory and regulatory responsibilities which do not attract revenue from fees and commissions.

Volatile markets are another factor impacting the total resources available to the PGT to address increased demand for services. The PGT self funds a significant portion of its expenditures through fees and commissions (71% in 2012–2013) and the international economic slowdown has negatively impacted rates of return for investments and the value of client assets. Projecting and effectively utilizing PGT recoveries is also more difficult as markets are unpredictable and unstable.

The PGT is increasingly looking for technological solutions to respond to increased service and accountability demands. Technological solutions can assist in mitigating risks associated with trust management, heavy workloads and manual business processes. Constraints associated with PGT capacity and technology infrastructure will continue to pose enterprise risks and impair service delivery until upgraded. Replacement of the obsolete PGT financial system with a modern trust accounting system is critically required.

As with other public bodies, the PGT is seeking to maintain and improve service with constant or decreasing resources. It has an ongoing continuous improvement program that focuses on ensuring existing processes are effective and optimized and has incorporated Lean methodology and other process improvement techniques for this purpose.

Responding To Unmet Needs

There are several groups of British Columbians who could benefit from PGT services but do not have access to them. Vulnerable adults who may still be legally capable but may perhaps be in the early stages of dementia form a significant category of individuals who require support in managing their financial and legal interests but currently do not have access to PGT services. Other adults, who

SOCIETAL TRENDS AND OTHER FACTORS

may already be legally incapable of managing their affairs may not receive PGT services because although they have only limited assets such as a disability pension, the PGT would be required to apply fees and commissions for services.

Young people are another group of British Columbians with unmet needs. The PGT is property guardian for children in continuing care and its authority currently ends when a child turns 19 years of age. The need to end PGT services to these vulnerable youth at age 19 is inconsistent with evolving policy and practice to provide more transitional support in other areas of provincial services.

These young people could often benefit from assistance as they transition to adulthood, especially with respect to obtaining and maintaining Registered Disability Savings Plans (RDSPs) and Registered Education Savings Plans (RESPs). Young people for whom the PGT acts as trustee would benefit from financial literacy training prior to the age of majority. As part of mitigating the impact on child and youth clients of transitioning to adulthood, the PGT has developed financial literacy materials and partnered with other agencies to deliver related training.

PGT statutory authority with respect to its role as property guardian for children in continuing care has not kept pace with changes in child protection practice. A large proportion of children receiving long term protection are served through strategies that do not require a continuing custody order and thus do not have access to PGT protective services. The PGT continues to advocate for law reform to ensure that these children have access to effective property guardianship services.

CONTEXT FOR 2012–2013 PERFORMANCE RESULTS

This document reports on PGT performance in year one of the 2012–2015 Service Delivery Plan (SDP) which was approved by the Minister of Justice and Attorney General. While the 2012–2015 SDP was not formally approved by Treasury Board, the 2012–2013 budget was funded as set out in the plan. Goals, objectives and performance measures were implemented during 2012–2013 as presented in the SDP and are reported upon in this report.

Development of PGT Goals, Objectives and Performance Measures

The PGT is a client centred organization that seeks to improve the lives of its clients by providing protective and fiduciary services to them. Clients experience rights, choices and security through protection of their legal, financial, personal and health care interests. PGT goals reflect specific areas in which the PGT can act to improve the quality of clients' lives.

Goals

The 2012–2015 SDP sets out the following five goals:

1. Property and financial interests of PGT clients will be well managed.
2. Personal interests of PGT clients will be protected.
3. Statutory protective and monitoring services will be delivered in an appropriate, timely and fair manner.
4. The PGT will contribute to public awareness, policy development and law reform initiatives to promote the interests of PGT clients.
5. The PGT will deliver high quality client centred services.

The PGT approach to developing its goals focuses on outcomes required to fulfill its mandate. These are the wellbeing of PGT clients, prudent management of client affairs, operational efficiency and staff effectiveness. Each of the five goals is related to one or more of these outcomes.

Goals 1, 2 and 3 deal directly with work the PGT undertakes on behalf of clients. Goals 4 and 5 concern both clients and organizational effectiveness.

As a fiduciary, a significant proportion of PGT activity involves property and financial management. The 2012–2013 PGT Performance Measurement Framework linking the goals, objectives and measures (pp. 36 and 42) demonstrates that Goal 1 has the greatest number of associated objectives and touches almost every area of the organization and its activities.

Objectives

Objectives identified in the SDP serve several functions. They interpret and make visible the meanings of the goals as they relate to specific aspects of PGT work, identify key areas of performance and point to certain desired results in achieving the goals.

The performance measures reflect PGT best efforts to identify aspects of its performance that are most directly related to achieving stated goals and are capable of being measured and validated to an audit standard. Selecting objectives and performance measures is

CONTEXT FOR 2012–2013 PERFORMANCE RESULTS

particularly challenging because in most instances the PGT contribution to client outcomes is contributory rather than causative.

Performance Measures

The PGT selects goals, objectives, performance measures and targets in accordance with underlying assumptions from its corporate values. PGT clients are often particularly vulnerable and the PGT contributes to their wellbeing through activities that are significant to clients, their family, friends, caregivers or heirs. Factors such as accessibility, timeliness, accuracy and empowerment are important to client wellbeing. Other factors include the need for client, service partner, stakeholder and public confidence in PGT expertise.

Many targets are driven by external considerations such as meeting legal requirements (fiduciary obligations), benchmarking against private sector standards (investment returns), responding to safety issues (investigations of high risk situations) or may reflect a balance between determining the acceptable level of performance in a specific period with consideration for resources and constraints. In addition, the PGT must be able to substantiate its reported performance results to an audit standard.

Due to the planning and reporting cycle, targets for the first year of the plan reflect the PGT assessment of appropriate and attainable service levels based on its best judgment at the time they were established. Results are continually assessed to determine if measures should be continued, targets should be adjusted or if resources could be reassigned to other service areas.

The PGT is mindful of its statutory obligation to report on all program areas. This 2012–2013 performance report includes 22 performance measures, one less than the previous year. One measure which related to implementing a new trust accounting system has been excluded from reporting as funding has not been provided by government for replacement of the obsolete system.

In 2012–2013, the target was increased for three measures and the scope was expanded for one. Changes in targets and measures are described in the following narrative that accompanies each measure.

The PGT makes it a priority to meet its performance targets and monitors performance during the year. When targets are at risk, available resources are allocated in year to the program area.

The performance measures are set out in the 2012–2015 PGT Performance Measurement Framework (pp. 42-44).

ROLE OF THE PGT MANDATE, VISION AND VALUES

The PGT mandate, vision and values are reflected in all aspects of its service delivery. They are expressed in the philosophy that PGT staff apply to their work such as ensuring that adult clients participate in decision making about their lives to the greatest extent possible and are supported in formal policies and structure.

Much of the PGT mandate is to serve clients who do not have family or friends able to assist them. The PGT also has a statutory role to fulfill with respect to other clients. In other instances, PGT clients have chosen to seek service from the PGT.

PGT activities have a cumulative and contributory impact on improving the quality of clients' lives according to the specific client group and nature of the activity. Children and youth benefit when the PGT acts to maximize their funds held in trust while still allowing appropriate disbursements. Child and youth guardianship clients benefit when the PGT initiates legal actions on their behalf when they have suffered harm or injury. Heirs and beneficiaries of estates of deceased persons that are administered by the PGT benefit when they receive their share of the estate upon distribution.

Adult clients benefit when the PGT makes substitute decisions for clients who cannot manage their affairs independently and encourages client participation in decisions to the extent possible. Adult clients benefit from substitute health care decisions when the PGT arranges for legal consent to treatment on behalf of a client.

In addition to its direct impact on clients, the PGT contributes to the ability of the social services, health, legal and justice systems to meet their objectives by providing timely substitute decision making, facilitating care, providing experienced objective legal reviews and taking protective measures on behalf of clients.

Risk Management

The PGT acts in a broad range of fiduciary, statutory and court ordered roles and maintains an extensive internal control environment to respond to the legal, financial and other associated risks. Under its Enterprise Risk Management Framework (ERM), the PGT regularly reviews and updates risks, potential impacts and mitigation strategies to ensure they remain current and appropriate.

Strategies are implemented to manage and mitigate the potential for risks to impact the organization. These include planning and implementing internal controls and other risk management activities determined to be appropriate based on the assessed level of risk, due consideration to resource constraints and risk tolerance levels commensurate with the PGT duty as a fiduciary.

The following summarizes the most significant specific risks facing the PGT as identified and assessed through the ERM process, and outlines some of the major mitigation strategies. This is a summary of specific key risks and does not describe all potential risks facing the PGT nor all of the related controls and mitigation strategies.

ROLE OF THE PGT MANDATE, VISION AND VALUES

Resourcing

Adequate funding is required to perform PGT legislated duties. As a largely self funded organization, the PGT may be at risk if new duties are imposed without corresponding funding or if market fluctuations negatively impact commission based revenue.

The PGT strives to mitigate this risk by identifying resource impacts when commenting on proposed legislation, making appropriate budget submissions and reprioritizing existing activities as required.

Externally Imposed Legislative and Policy Change

Legislated and externally imposed policy changes that impact PGT workload or demand for PGT services may significantly impact the PGT. This includes changes impacting other organizations that secondarily impact the PGT.

The PGT strives to mitigate this risk by seeking resources for new responsibilities and reviewing its activities to identify possible opportunities to reprioritize.

Information Technology

An adequate, reliable information technology infrastructure and systems are essential to meet PGT business needs. This is currently at significant risk due to an obsolete financial system that does not meet modern trust accounting standards and for which qualified technical staff is no longer routinely available.

The PGT strives to mitigate this risk by continuing to press for funding for a modern trust accounting system and by recruiting staff abroad.

Records Management

Reliable access to current and past client information is necessary to carry out PGT fiduciary duties and this could be at risk due to data being stored in different formats.

The PGT strives to mitigate this risk through staff training and records retention schedules and plans to secure a document management system in future as part of continued development of its information technology infrastructure.

Staffing

The PGT requires specialized skills to perform its duties and would be at risk without adequate numbers of staff and/or staff with appropriate skills and experience. This could occur due to recruitment limitations and the departure of experienced staff.

The PGT strives to mitigate this risk by an ongoing commitment to improve employee engagement and to enhance recruitment and retention, including prioritizing leadership training at all levels.

Training

The PGT would be at risk if its employees were not sufficiently trained to adequately perform their duties. This could occur because of the need to

implement new legislation or because of inconsistent core training programs.

The PGT strives to mitigate this risk by establishing a Corporate Training Committee and by planning to develop a comprehensive training program that identifies core training requirements.

Management Information

Reliable management information is required to satisfy corporate needs such as planning, reporting and financial and staff management. This could be at risk due to incomplete, inaccurate or untimely financial and/or performance information.

The PGT strives to mitigate this risk by continued development of information technology systems and by establishing and monitoring key performance indicators in the PGT service delivery plan and in new initiatives.

Demographic Change

Changing demographics impact the PGT, including increased demand for services associated with dementia and other diseases of aging and also demand associated with increased cultural diversity. The PGT would be at risk if it did not have adequate resources to meet these new demands.

The PGT strives to mitigate this risk by monitoring workload and making appropriate budget submissions for resources to maintain service levels. Many PGT information materials have been translated into key languages.

Priority Setting and Capacity Planning

The PGT has extensive duties in several program areas and has limited organizational capacity to plan and/or implement new or changing priorities. This may include the need to implement new legislation and other externally determined initiatives and timelines. The PGT would be at risk if it were unable to respond appropriately.

The PGT strives to mitigate this risk with ongoing business planning processes that prioritize current and new initiatives within both organizational capacity and overall strategic directions of the organization.

2012–2013 PERFORMANCE RESULTS

In 2012–2013, the PGT met or exceeded its targets for all 21 (100%) of the performance measures on which it is reporting. Specific performance details related to each measure are provided in the following performance details section. The Performance Measurement Framework appears on pages 42-44.

Source Data

Data for this performance report has been drawn primarily from internal information management systems. The primary systems are COMET (financial), CASE (case management) and FSS (field services). Financial data is derived largely from the audited financial statements and is rounded.

The PGT maintains clear documentation of the process for collecting and reporting on data supporting its performance results to ensure consistency and reliability in reported results. Unless otherwise stated, results for specific performance measures are comparable with previous years. The PGT applies a broad range of quality assurance processes and reviews its performance on a quarterly basis. In reporting on performance results, the PGT usually rounds to the nearest whole number.

Unless otherwise specified, client counts reflect varying program workloads as measured by the number of individual clients served throughout the fiscal year. In some instances, the counts will reflect the number of individual clients served and in others, the counts will reflect the number of specific legal authorities under which clients were served with consideration for the fact that one client may be served under multiple authorities.

For the past several years, the PGT has been enhancing its capacity to draw performance reporting results from information technology systems. Almost all reports on individual performance measures are now drawn from PGT systems and work continues to make this comprehensive.

In accordance with the *Public Guardian and Trustee Act*, this PGT annual performance report is subject to an independent audit to provide third party assurance on the reported results. Financial statements for the PGT Operating Account and Estates and Trusts Administered are also subject to annual independent audit to provide third party assurance.

Comparative Information

The PGT is a unique organization largely without private sector comparators and with limited comparability to public bodies in BC and other jurisdictions. Because of its responsibilities, mix of services and unique legal status, PGT access to generally accepted service standards is limited. Public guardian and public trustee agencies in other provinces and territories each have some responsibilities, services or elements of them in common with the PGT but none have the same authorities.

2012–2015 PGT PERFORMANCE MEASUREMENT FRAMEWORK

For 2012–2013, the PGT is able to make comparisons from its own performance using information reported in its previous annual reports. While some measures have been changed, eliminated or newly introduced over time, the available comparative data has become more substantial each year and has been used in several instances for changing measures and/or modifying performance targets.

GOAL #1 Property and financial interests of PGT clients will be well managed.

Objectives		Performance Measures	
1.1	Disbursements from children's trusts will be made in a timely manner.	1.1.1	Percentage of disbursements from children's trusts that are completed within 15 calendar days of request by the guardian or client
1.2	Legal, financial and property interests and assets of clients will be identified, secured and managed in a timely and prudent manner.	1.2.1	Percentage of critical incident reports in respect of children in continuing care that are reviewed and have action initiated by the PGT within 60 calendar days of receipt
		1.2.2	Percentage of personalized case plans (covering property, effects, legal issues and living arrangements) that are developed and implemented for new adult clients within six months of PGT appointment as Committee of Estate
		1.2.3	Percentage of adult client trust receipts that are processed within five business days
		1.2.4	Percentage of adult client disbursements processed within 15 business days
1.3	Assets of client estates will be identified, secured and administered in a timely manner.	1.3.1	Physical assets of new deceased estates secured within 15 calendar days of notification of death
		1.3.2	Assets listed on the Client Inventory Report will be input into COMET within 5 business days of receipt of the Notification being filed in the Field Services System
1.4	Estate distributions will be made to heirs and beneficiaries.	1.4.1	Percentage of deceased estate funds that are distributed to heirs and beneficiaries rather than transferred to the BC Unclaimed Property Society
1.5	Client investments will be handled prudently.	1.5.1	Investment returns for all three pooled funds match or exceed established benchmarks
		1.5.2	Percentage of investment plans subject to review that are completed within the year

2012–2015 PGT PERFORMANCE MEASUREMENT FRAMEWORK

GOAL #2 Personal interests of PGT clients will be protected.

Objectives		Performance Measures	
2.1	The personal needs of child and youth clients will be protected.	2.1.1	For children and youth where ongoing assistance with day to day maintenance has been approved, personalized expenditure plans will be developed and implemented within 20 calendar days of receiving all decision making information and then annually reviewed
2.2	The personal interests and health care needs of adult clients will be addressed.	2.2.1	Percentage of Committee of Person adult clients who are annually visited by PGT staff
		2.2.2	Percentage of major health care substitute decisions for adults made within three business days of all relevant information being received

GOAL #3 Statutory protective and monitoring services will be delivered in an appropriate, timely and fair manner.

Objectives		Performance Measures	
3.1	Settlement reviews of legal claims of children and youth will be carried out in a timely manner.	3.1.1	Percentage of proposed minors' settlements $5,000 and over that are reviewed and the parties advised of the PGT position within 60 calendar days once all relevant information has been received
		3.1.2	For minors' settlements under $5,000, the average number of calendar days to review and advise of the PGT position regarding proposed settlements once all relevant information has been received
3.2	The PGT will act to protect the assets of adults at risk for abuse, neglect and self neglect.	3.2.1	Percentage of cases where, on confirming that the assets of an apparently abused or neglected adult unable to seek support and assistance are at significant risk and in need of immediate protection, protective steps are taken within one business day under section 19 of the *Public Guardian and Trustee Act*
		3.2.2	Average age of Private Committee accounts that have been submitted for passing and are awaiting PGT decision

2012–2015 PGT PERFORMANCE MEASUREMENT FRAMEWORK

GOAL #4 The PGT will contribute to public awareness, policy development and law reform initiatives to promote the interests of PGT clients.

Objectives		Performance Measures	
4.1	The PGT will make relevant, useful and affordable recommendations to government for law reform affecting clients.	4.1.1	Make a submission to the Attorney General and Minister of Justice outlining recommendations for statutory definition of the powers and duties of public guardian of estate
4.2	The PGT will promote an understanding of its role among clients, service partners, stakeholders and the public.	4.2.1	PGT role explained by PGT representatives at stakeholder and service partner conferences, events and other public education forums

GOAL #5 The PGT will deliver high quality client centred services.

Objectives		Performance Measures	
5.1	The PGT will meet client expectations for quality, equitable and accessible services.	5.1.1	Percentage of heirs and beneficiaries responding to survey who rated administration services for deceased estates as good or very good
		5.1.2	Percentage of stakeholders reporting satisfaction with PGT legal services (stakeholder group varies annually)

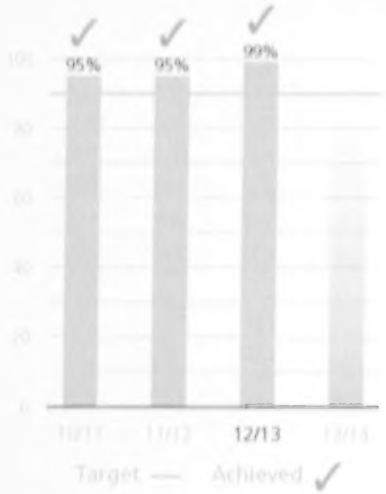
REPORTS ON INDIVIDUAL PERFORMANCE MEASURES

Property and financial interests of PGT clients will be well managed.

GOAL 1

Administering trusts for which a child or youth is the beneficiary is a major responsibility of PGT Child and Youth Services. Unlike a bank account, funds held in trust are subject to a number of restrictions designed to protect the child. Guardianship and trust officers consider client requests to spend from the individual's trust fund and must determine whether the request falls within or outside of the trust restrictions while still providing a timely response. This activity benefits children and youth by allowing appropriate disbursements in a timely manner while applying necessary constraints to satisfy fiduciary duties to be prudent and to maximize funds for their future.

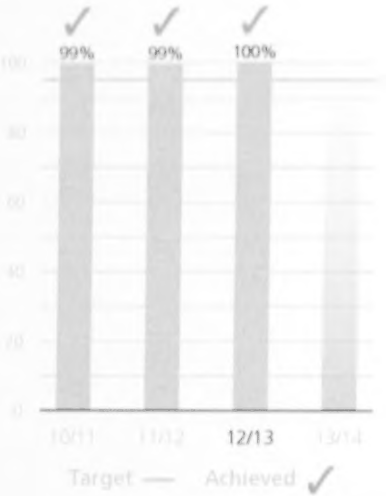
It is reasonable in most cases to expect a request to be decided within 15 calendar days. In 2012–2013, out of 3,563 decisions to issue funds, 3,540 (99%) were completed and a cheque was issued within 15 calendar days of request by the guardian or client.



The PGT is coguardian with the Ministry of Children and Family Development (MCFD) and Delegated Aboriginal Child and Family Service Agencies (DAAs) for children in continuing care of the province. Designated officials of MCFD and the DAAs are personal guardians for children in continuing care and the PGT is property guardian. As property guardian, the PGT identifies financial entitlements or legal claims and brings forward appropriate legal action on behalf of the children and youth. This includes legal claims for damages such as personal injury arising from abuse, assault or motor vehicle accidents as well as for statutory benefits such as from the death of a parent.

The PGT receives automated reporting from MCFD and the DAAs of incidents involving children in continuing care and must review these reports to determine whether to commence civil legal proceedings on behalf of the child. This activity satisfies PGT legal obligations as fiduciary and improves the wellbeing of children and youth in continuing care of the province by protecting their legal rights and financial interests.

In 2012–2013, of 479 critical incident reports received directly from MCFD and DAAs, all 479 (100%) were reviewed and action was initiated by the PGT within 60 calendar days of receipt of the report. Prior to March 18, 2013 when the *Family Law Act* came into effect, property guardian was known as guardian of estate.



Objective 1.1
Disbursements from children's trusts will be made in a timely manner.

1.1.1 Percentage of disbursements from children's trusts that are completed within 15 calendar days of request by the guardian or client

Objective 1.2
Legal, financial and property interests and assets of clients will be identified, secured and managed in a timely and prudent manner.

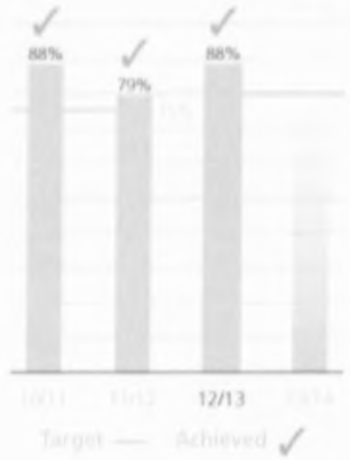
1.2.1 Percentage of critical incident reports in respect of children in continuing care that are reviewed and have action initiated by the PGT within 60 calendar days of receipt

REPORTS ON INDIVIDUAL PERFORMANCE MEASURES

Property and financial interests of PGT clients will be well managed.

Objective 1.2
Legal, financial and property interests and assets of clients will be identified, secured and managed in a timely and prudent manner.

1.2.2 Percentage of personalized case plans (covering property, effects, legal issues and living arrangements) that are developed and implemented for new adult clients within six months of PGT appointment as committee of estate

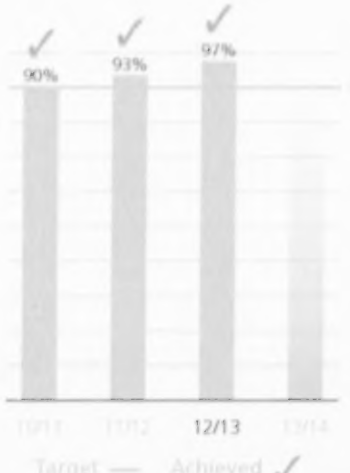


The PGT may become committee of estate (COE) under the *Patients Property Act* for adults who are unable to manage their financial and legal affairs. Completion of a personalized case plan for a new COE client demonstrates that the PGT has taken the steps necessary to identify and secure the client's property and financial interests and provides for their ongoing protection. Time taken to develop and implement the plan will vary according to complexity of the client's property and financial interests.

This activity improves quality of life for incapable adults by making arrangements that respect client wishes to the extent possible and by developing plans to maximize resources available for their care. For most new COE clients, six months is a reasonable expectation in which to complete the plan as normally several months are required to collect all relevant information about the client.

During 2012–2013, 388 new clients required these plans and the PGT developed personalized case plans for 341 (88%) of them within the six month time frame.

1.2.3 Percentage of adult client trust receipts that are processed within five business days



The efficient management of client financial affairs is of paramount importance to the PGT. This includes the timely processing of income and receipts. By promptly depositing income and other funds into an adult client's trust fund, flexibility in managing a client's affairs increases as does the client's potential to earn investment income. This activity improves quality of life for incapable adults by maximizing resources available for their care.

This performance measure tracks trust receipts received by PGT adult clients. In 2012–2013, of the 28,797 receipts of income or capital, 27,821 (97%) were processed within the five day timeline.

REPORTS ON INDIVIDUAL PERFORMANCE MEASURES

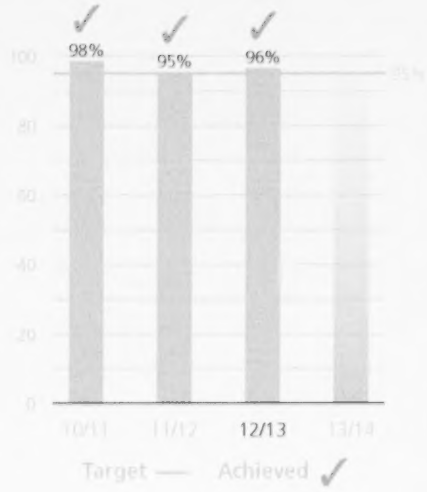
Property and financial interests of PGT clients will be well managed.

Objective 1.2
Legal, financial and property interests and assets of clients will be identified, secured and managed in a timely and prudent manner.

1.2.4 Percentage of adult client disbursements processed within 15 business days

Ensuring that amounts owed by PGT clients are paid in a timely manner is an important aspect of managing the affairs of adult clients. This activity improves quality of life for incapable adults by ensuring timely bill payments on their behalf.

In 2012–2013, of 166,550 adult client disbursements, 160,442 (96%) were processed within 15 business days.



Objective 1.3
Assets of client estates will be identified, secured and administered in a timely manner.

1.3.1 Physical assets of new deceased estates secured within 15 calendar days of notification of death

Securing the physical assets of a deceased person's estate is a critical step in reducing risk of damage and preventing loss to the value of estate. The result for creditors and beneficiaries of the estate improves according to the speed with which physical assets are secured. This activity secures assets and maximizes funds available to estates of deceased persons.

In 2012–2013, the PGT was notified of 94 new deceased estates that required this service. Of these, the physical assets for 80 (85%) were secured within 15 calendar days.

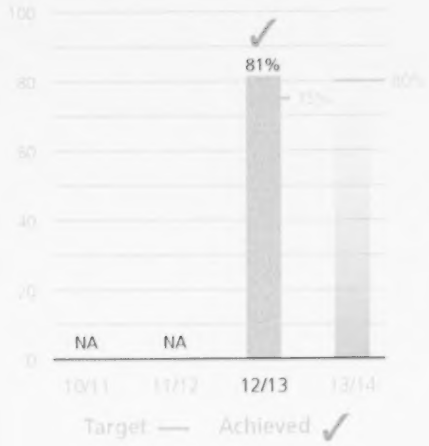
GOAL 1

REPORTS ON INDIVIDUAL PERFORMANCE MEASURES

Property and financial interests of PGT clients will be well managed.

Objective 1.3 Assets of client estates will be identified, secured and administered in a timely manner.

1.3.2 Assets listed on the Client Inventory Report will be input into COMET within five business days of receipt of the Notification being filed in the Field Services System

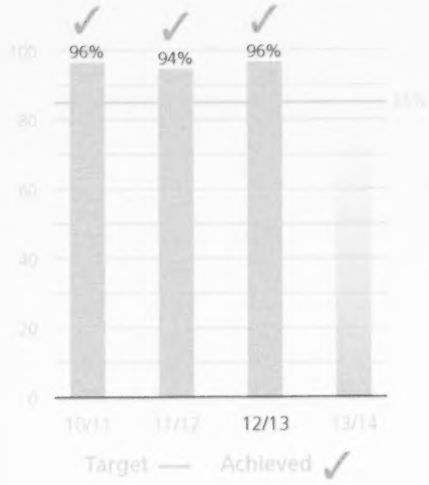


PGT Field Services secures client physical assets, taking custody of them and providing for their security. Timely recording of the assets in the PGT field services system is a key element in securing them.

In 2012–2013, of 682 client inventory reports, 549 (81%) were recorded within five business days.

Objective 1.4 Estate distributions will be made to heirs and beneficiaries.

1.4.1 Percentage of deceased estate funds that are distributed to heirs and beneficiaries rather than transferred to the BC Unclaimed Property Society



As Official Administrator of British Columbia, the PGT administers estates for which the executor, heir, beneficiary or other eligible person is not able or willing to do so. If the PGT is unable to determine the lawful heirs of an estate after conducting a search, the balance of the estate after payment to creditors, administrator fees and expenses, is transferred to the BC Unclaimed Property Society.

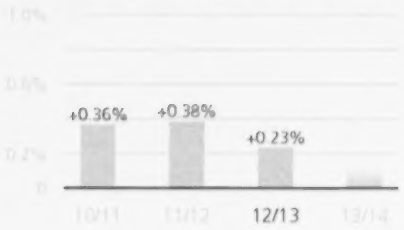
This activity ensures that succession laws and wishes of persons making wills are respected and that efforts are made to locate and distribute their entitlements to heirs and beneficiaries.

In 2012–2013, PGT Estate and Personal Trust Services distributed $31,099,470.87 of which $29,851,524.83 (96%) was transferred to the heirs and beneficiaries.

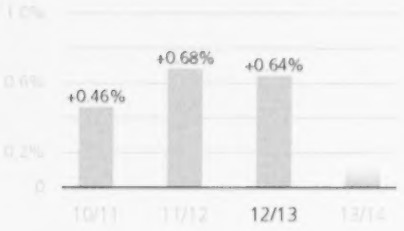
REPORTS ON INDIVIDUAL PERFORMANCE MEASURES

Property and financial interests of PGT clients will be well managed.

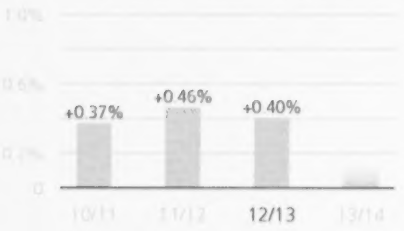
Premium Money Market Fund



Balanced Income Fund



Balanced Growth Fund



13/14 Target: Match or exceed established benchmarks

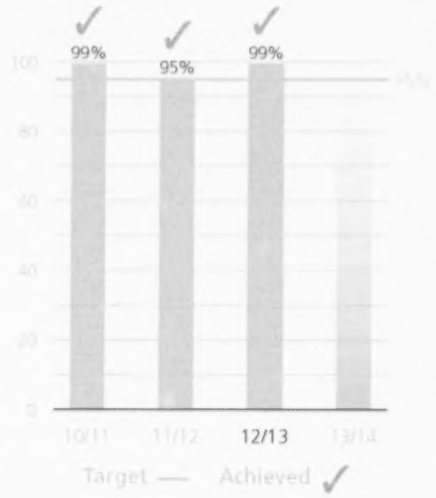
PGT client funds are invested to maximize returns in a manner appropriate to individual client circumstances. This measure is a means of comparing performance by investment managers retained by the PGT against established industry benchmarks. The PGT has three pooled common funds: the Premium Money Market Fund, the Balanced Income Fund, and the Balanced Growth Fund. The majority of client funds are held in the Premium Money Market Fund.

Investment returns are calculated using the investment industry standard of four year rolling averages with information on returns provided by third party professional measurement services. RBC Investor Services measures the Balanced Income Fund and the Balanced Growth Fund and the BC Investment Management Corporation measures the Premium Money Market Fund.

This improves quality of life for clients by prudently managing their financial resources with professional investment management to ensure their resources are maximized to meet their needs. In 2012–2013, investment returns for all three pooled funds met or exceeded the established benchmarks. Details are recorded in the accompanying table.

Individual client circumstances, such as increased or decreased needs for cash funds, are considered when developing and reviewing investment plans. Reviewing existing client investment plans is important because client needs and risk tolerance changes over time. Frequency of reviews is also related to the asset mix in the client investment plan. The PGT reviews client investment plans on a rotating basis according to the assessed level of risk associated with the client investment portfolio.

This activity improves quality of life for clients by ensuring that financial planning remains current to maximize resources available for their needs. At March 31, 2012, 1,034 client investment plans were scheduled for review during 2012–2013 and 188 clients left PGT authority during the year. Of the remaining 848 clients, 845 (99%) of the scheduled account reviews were completed.



Objective 1.5 Client investments will be handled prudently.

1.5.1 Investment returns for all three pooled funds match or exceed established benchmarks

1.5.2 Percentage of investment plans subject to review that are completed within the year

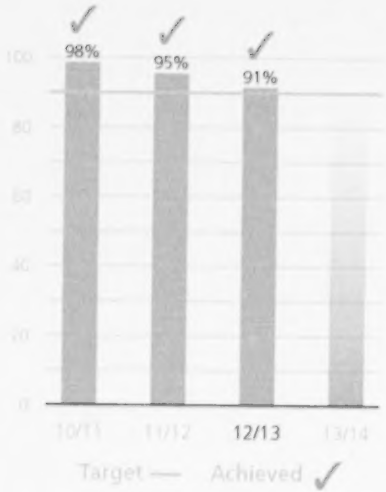
GOAL 2

REPORTS ON INDIVIDUAL PERFORMANCE MEASURES

Personal interests of PGT clients will be protected.

Objective 2.1 The personal needs of child and youth clients will be protected.

2.1.1 For children and youth where ongoing assistance with day to day maintenance has been approved, personalized expenditure plans will be developed and implemented within 20 calendar days of receiving all decision making information and then annually reviewed

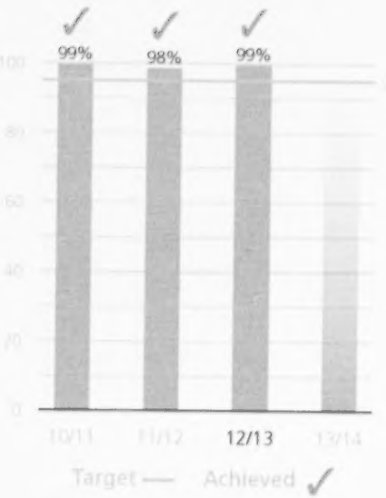


The PGT implements and maintains personalized case plans on behalf of child and youth clients where ongoing assistance with day to day maintenance has been approved. Maintenance includes a broad range of payments to the caregiver for day to day costs of the child's needs. This activity improves the quality of life for minors by providing timely decisions regarding sustainable management of their resources to meet current and financial needs.

In 2012–2013, personalized case plans were developed and implemented or reviewed within the target timelines for 115 of 127 (91%) minor clients for whom ongoing maintenance has been approved. This measure was previously limited to clients with assets in excess of $50,000 and has been broadened this year to include all clients at all asset value levels.

Objective 2.2 The personal interests and health care needs of adult clients will be addressed.

2.2.1 Percentage of committee of person adult clients who are annually visited by PGT staff



There are a small number of adult clients for whom the PGT acts as a court appointed committee of person and is responsible for their personal care interests. The PGT attempts to visit these clients at least once every year. For the PGT, the visit is an opportunity to review the client's personal situation and assess whether changes are required to ensure protection of their ongoing personal and health care interests. For the adult, the visit is an opportunity to convey information directly to the PGT without an intermediary such as a caregiver or care facility administrator.

This performance measure focuses on clients for whom the PGT has the greatest responsibility. Client visits improve quality of life for clients through direct contact with PGT staff and provide for their maximum empowerment.

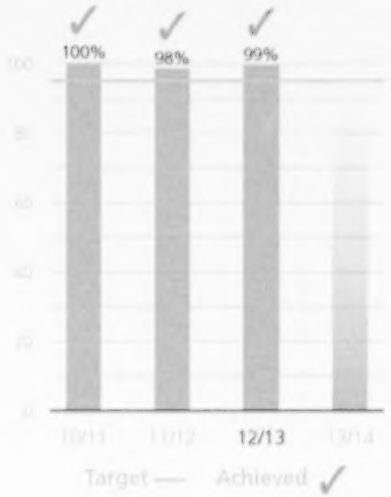
In 2012–2013, visits were made to 114 of 115 (99%) adult clients for whom the PGT acts as committee of person.

REPORTS ON INDIVIDUAL PERFORMANCE MEASURES

Personal interests of PGT clients will be protected.

The PGT protects the personal interests of adults incapable of giving health care consent by making these decisions on their behalf as temporary substitute decision maker (TSDM) under the *Health Care (Consent) and Care Facility (Admission) Act*. The timeliness of PGT substitute health care decisions as TSDM is important to the wellbeing and rights protection of the individual for whom treatment has been proposed by a health care provider.

Timeliness of decision making is important because it facilitates clients receiving health care in a timely manner if that treatment is consented to by the TSDM. In 2012–2013, of 106 major health care decisions, 105 (99%) were made within the three day time frame.



Objective 2.2 The personal interests and health care needs of adult clients will be addressed.

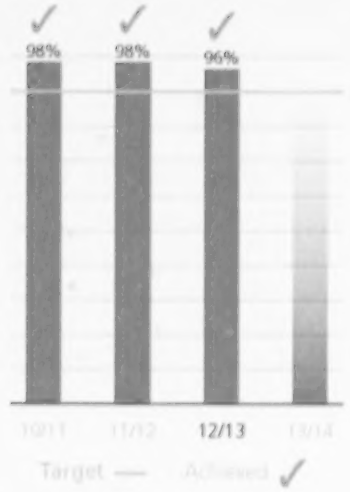
2.2.2 Percentage of major health care substitute decisions for adults made within three business days of all relevant information being received

REPORTS ON INDIVIDUAL PERFORMANCE MEASURES

Statutory protective and monitoring services will be delivered in an appropriate, timely and fair manner.

Objective 3.1 Settlement reviews of legal claims of children and youth will be carried out in a timely manner.

3.1.1 Percentage of proposed minors' settlements $5000 and over that are reviewed and the parties advised of the PGT position within 60 calendar days once all relevant information has been received

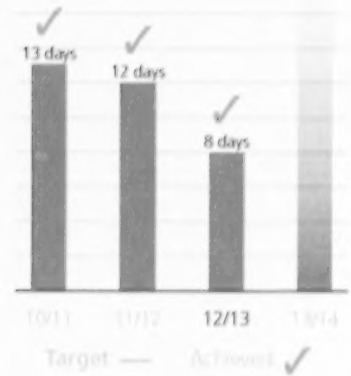


Under the *Infants Act*, the PGT must review all proposals to settle a variety of claims on behalf of a minor for unliquidated damages such as personal injury arising from motor vehicle accidents, medical malpractice, wrongful death of a parent and other claims. The PGT has jurisdiction to approve infant settlements of $50,000 or less (exclusive of interest and costs) outside the court process and provides written comments to the court for amounts greater than $50,000 or when the PGT has refused to approve a settlement for less than $50,000 and the parties have chosen to proceed to court for approval of the settlement.

This statutory service protects the property rights of minors in obtaining fair and reasonable compensation from negligent parties or their insurers. It also contributes to increasing the efficiency of the court system by providing experienced, objective reviews in a timely manner. Within this time frame, the PGT works as quickly as possible as PGT review is usually the final step in what may already have been a very long process for the child and parent or guardian.

In 2012–2013, in 349 of 363 cases (96%), the PGT reviewed the proposed settlements and advised the parties of the PGT position within 60 calendar days of all relevant information being received.

3.1.2 For minors' settlements under $5,000, the average number of calendar days to review and advise of the PGT position regarding proposed settlements once all relevant information has been received



This measure is related to the previous measure (3.1.1) and focuses on proposed settlements of minors' claims for unliquidated damages under $5,000. The PGT must review all proposals to settle a claim by a minor for unliquidated damages and has jurisdiction to approve infant settlements of $50,000 or less (exclusive of interest and costs).

These smaller settlements are reported separately because they are usually less complex than larger settlements and it is possible for them to be reviewed more expeditiously. This increases efficiency of the review process and helps the parties to achieve closure.

In 2012–2013, the PGT reviewed and concluded 184 proposed settlements under $5000 in an average of 8 elapsed days per settlement.

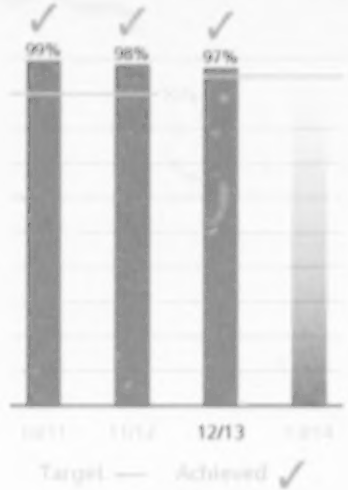
REPORTS ON INDIVIDUAL PERFORMANCE MEASURES

Statutory protective and monitoring services will be delivered in an appropriate, timely and fair manner.

The PGT is mandated under the *Public Guardian and Trustee Act* to protect incapable adults at risk for abuse, neglect and self neglect. One way it does this is to safeguard their assets so that persons seeking to take financial advantage of them will be unable to do so. Under section 19, the PGT orders financial institutions and others to restrict access to the assets of an individual while the PGT investigates the situation.

The speed of PGT action can be a major determinant of whether client assets are protected. Taking protective measures in a timely manner increases safety for abused, neglected and self neglecting incapable adults.

In 2012–2013, the PGT took protective measures in 164 cases. In 159 (97%) of these, protective measures were taken within one working day. The target for this measure was increased this year to meet the timeline in 95% of cases, up from the previous target of 90%.



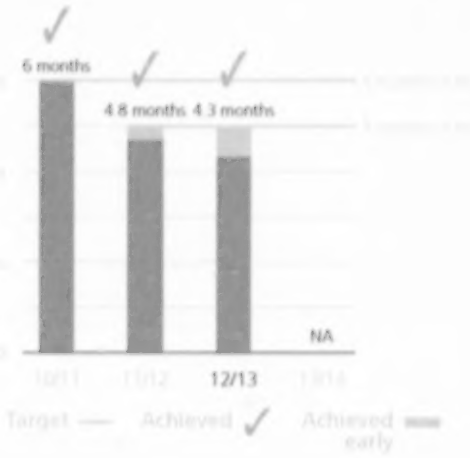
Objective 3.2 The PGT will act to protect the assets of adults at risk for abuse, neglect and self neglect.

3.2.1 Percentage of cases where, on confirming that the assets of an apparently abused or neglected adult unable to seek support and assistance are at significant risk and in need of immediate protection, protective steps are taken within one business day under section 19 of the *Public Guardian and Trustee Act*

The PGT is responsible under the *Patients Property Act* for passing the accounts submitted by private committees appointed by the Supreme Court of BC to be responsible for adults who are not capable of managing their own affairs. Passing the accounts of private committees provides information on the financial decisions they have made on behalf of the adults. This measure reports on the timeliness of PGT reviews.

Reviewing the accounts of private committees in a timely manner is important to ensuring that financial affairs of the adults are managed by private committees in a fiduciary manner and in allowing private committees to take fees to which they are entitled. High risk accounts are reviewed within 60 days.

Accounts that are not ready for review, such as those that are incomplete or require special investigation are not included in this measure. At March 31, 2013 the average age of the remaining private committee accounts was 4.3 months. Reporting on this performance measure is being suspended for the 2013–2014 fiscal year to allow for a more transparent measure to be developed and implemented.



3.2.2 Average age of private committee accounts that have been submitted for passing and are awaiting PGT decision

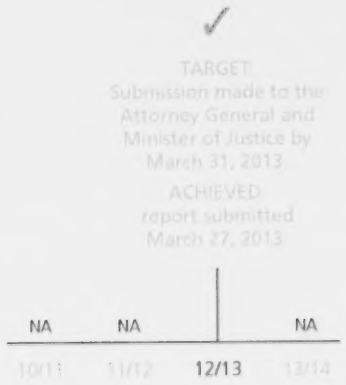
GOAL 4

REPORTS ON INDIVIDUAL PERFORMANCE MEASURES

The PGT will contribute to public awareness, policy development and law reform initiatives to promote the interests of PGT clients.

Objective 4.1 The PGT will make relevant, useful and affordable recommendations to government for law reform affecting clients.

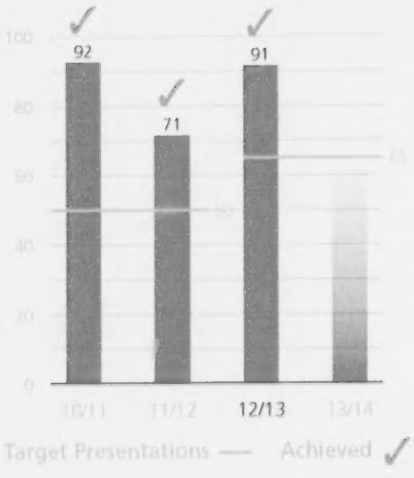
4.1.1 Make a submission to the Attorney General and Minister of Justice outlining recommendations for statutory definition of the powers and duties of public guardian of estate



The PGT comments on issues affecting the statutory mandate of the PGT and the interests of PGT clients. In 2012–2013, the PGT made a submission to the Minister of Justice and Attorney General with recommendations regarding the need for a statutory definition of the powers and duties that apply to the PGT as a public body acting as guardian of estate (now called property guardian). This refers to the role of public bodies who are responsible for protecting the legal and financial interests of children and youth in care.

Objective 4.2 the PGT will promote an understanding of its role among clients, service partners, stakeholders and the public.

4.2.1 PGT role explained by representatives at stakeholder and service partner conferences, events and other public education forums



There is continuing high demand from the public, service partners and stakeholders for the PGT to make presentations about the PGT and its areas of responsibility. Service partners also request presentations that will assist them to understand related roles and responsibilities. The PGT is continuing to be involved in implementing new legislation and the related requirement for public education activities is great. The PGT strives to meet the demand for public education activities which must be balanced against other service requirements.

Better understanding of the PGT role promotes appropriate uptake of PGT services and is an important element in a PGT demand management strategy. Public reports highlight the importance of public education activities.

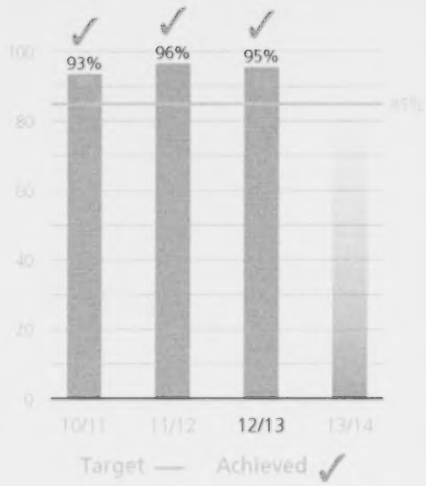
In 2012–2013, the PGT made 91 public presentations. The target for this performance measure was increased to 65 presentations, up from 50 the previous year.

REPORTS ON INDIVIDUAL PERFORMANCE MEASURES

The PGT will deliver high quality client centred services.

The PGT administers estates of deceased persons. The Estate and Personal Trust Services division conducts a client satisfaction survey with heirs and beneficiaries who receive funds when administration of an estate is completed. This activity measures client satisfaction and gives heirs and beneficiaries the opportunity to comment on what is important to them regarding services. This activity also improves service delivery by highlighting areas needing improvement.

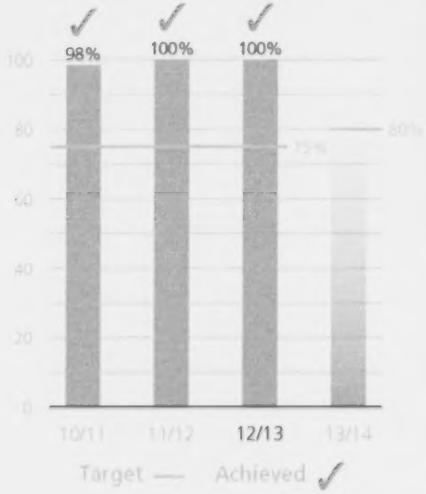
In 2012–2013, there were 315 completed surveys. Of these, 283 of the 299 (95%) beneficiaries who responded to survey question rating estate administration services rated them as good or very good.



Legal services are a major component of PGT services as the obligation of acting as fiduciary requires acting to protect the legal and financial interests of clients. Under the *Infants Act*, proposals for settlements are presented to the PGT on behalf of minors arising personal injury claims and family compensation act claims.

In 2012–2013, the PGT surveyed all ICBC adjusters who submitted one or more of these settlements of $50,000 or less.

In 2012–2013, 13 adjusters responded to the survey and 13 (100%) rated PGT legal services as satisfactory or very satisfactory.



Objective 5.1 The PGT will meet client expectations for quality, equitable and accessible services.

5.1.1 Percentage of heirs and beneficiaries responding to survey who rated administration services for deceased estates as good or very good.

5.1.2 Percentage of stakeholders reporting satisfaction with PGT legal services (stakeholder group varies annually)

LINKING RESOURCES TO PERFORMANCE

Linking Resources, Strategies and Results

Background

The PGT is responsible by law for delivering a broad range of services to clients and is self funded for a large proportion of its expenditure budget. In developing its annual budget, the PGT provides for meeting its statutory and fiduciary obligations to its clients. The PGT establishes strategic goals and determines performance measures and targets within the budgeted resources and constraints of a given year in the context of its three year plan.

The PGT delivers client services through a combination of activities that are specific to an operational division, integrated, cross divisional or are delivered in conjunction with service partners:

- *Operational divisions* focus on broad client groups such as children and youth, adults and estates of deceased persons. Costs are assigned directly to the divisions.
- Activities of operational divisions are supported by *integrated services* such as legal, investments, information systems, securing of client assets, warehousing, budgeting, facilities and executive support services. Costs for these integrated services are assigned across the organization using an allocation model developed to reflect approximate usage.
- Some services such as quality assurance and risk management are delivered in a *cross divisional* manner. Costs of cross divisional services are assigned directly through operational division budgets and indirectly through costs assigned through an allocation model.
- Services such as maintaining client real property are *delivered in conjunction with service partners* and are charged directly to clients.

See pages 64 and 65 for the Allocation of Revenues and Expenses by Program – Budgeted and Actual (unaudited) for the year ended March 31, 2013.

Delivery of services and allocation of costs are reflected in Table 1: Areas of Expenditures and PGT Strategic Goals (unaudited) on pages 58-59, describing which PGT goals apply to which area of expenditure. The table provides a context to put PGT areas of expenditure into perspective. The distribution also reflects the integrated and cross divisional nature of PGT operations.

Linkages

Client services fall into one of two categories of expenditures:

- *Estate and trust services* are those for which the greatest impact from the service is on the management of individual client assets and this is reflected in the total or high level of cost recovery.

LINKING RESOURCES TO PERFORMANCE

- *Public services* are those for which the greatest impact from the service is in monitoring or oversight and the limited or nil cost recovery reflects the public nature of these services.

Table 1 (unaudited) demonstrates that most PGT goals apply broadly to most areas of expenditure and may involve both a number of programs and expenditures and a number of divisions.

Challenges

The challenge of segmenting expenditures is greatest at the broad goal level. It is a lesser challenge in the case of specific performance measures within each goal as these are more likely to apply to a single area of expenditure. However, the PGT considers that elaboration of budget particulars at the individual measure level is not possible as the work is too interrelated and spread throughout PGT activities.

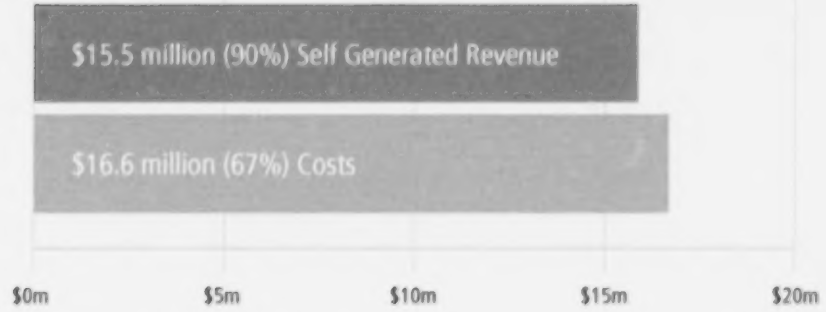
For example, integrating a new adult client requires more than preparation of a new case plan. Assets must be secured, legal interests must be considered, real property may have to be sold, an investment plan may have to be developed and overdue taxes may have to be made current.

These complex linkages mean that although the areas of expenditure are linked with groups of strategic goals, the relationship between performance and outcomes and changes in costs may not be direct or immediate.

TABLE 1 Areas of Expenditure and PGT Strategic Goals (Unaudited)*

Estate and Trust Services

Goals 1, 2, 4 and 5 most directly affected



ESTATE AND TRUST SERVICES

Estate and trust services are the primary PGT responsibility and 2012–2013 accounted for $16.6 million or 67% of total costs and produced $15.5 million or 90% of self generated revenue.

Estate and trust services include the following:

- Child and Youth Services – trustee
- Services to Adults – client services
- Estate and Personal Trust Services

Context

- PGT Estate and Personal Trust Services division achieved cost recovery. The rate of recovery was 119% in 2012–2013 (114% in 2011–2012).
- The PGT acts as a prudent investor in managing all client invested funds. These investment activities support Goal 1 by managing client property and financial interests. At March 31, 2013, the average cost per client for staff pay and benefits within the PGT investment services section was $27.67 dollars ($22.57 at March 31, 2012).

*All PGT expenditures are allocated into one of two categories according to the nature of the work, i.e., estate and trust services or public services. Goals may apply in both categories. Individual performance measures within a goal may relate more specifically to one area of expenditure than another.

**Total costs for the purposes of expenditure percentages are excluding external recoveries whereas total costs reported in the financial statements are net of external recoveries.

Areas of Expenditure and PGT Strategic Goals (Unaudited)*

PUBLIC SERVICES

Public services accounted for $8.3 million or 33% of total costs in 2012 – 2013 and produced $1.7 million or 10% of self generated revenue (in brackets below).

Public services include the following:

Program Areas	Costs	Revenue
Child and Youth Services		
Property guardian	$2.37 million	($0.13 million)
Infant settlement reviews	$1.60 million	($0.63 million)
Notices reviews	$0.79 million	($0.33 million)
Other miscellaneous	$0.11 million	($0.00 million)
Services to Adults		
Assessment and investigation	$0.89 million	($0.09 million)
Health care decisions	$0.70 million	($0.00 million)
Private committee services reviews	$1.56 million	($0.48 million)
Notices	$0.08 million	($0.00 million)
Community development	$0.06 million	($0.00 million)
Estate & Personal Trust Services		
Estate & Personal Trust Services	$0.10 million	($0.00 million)

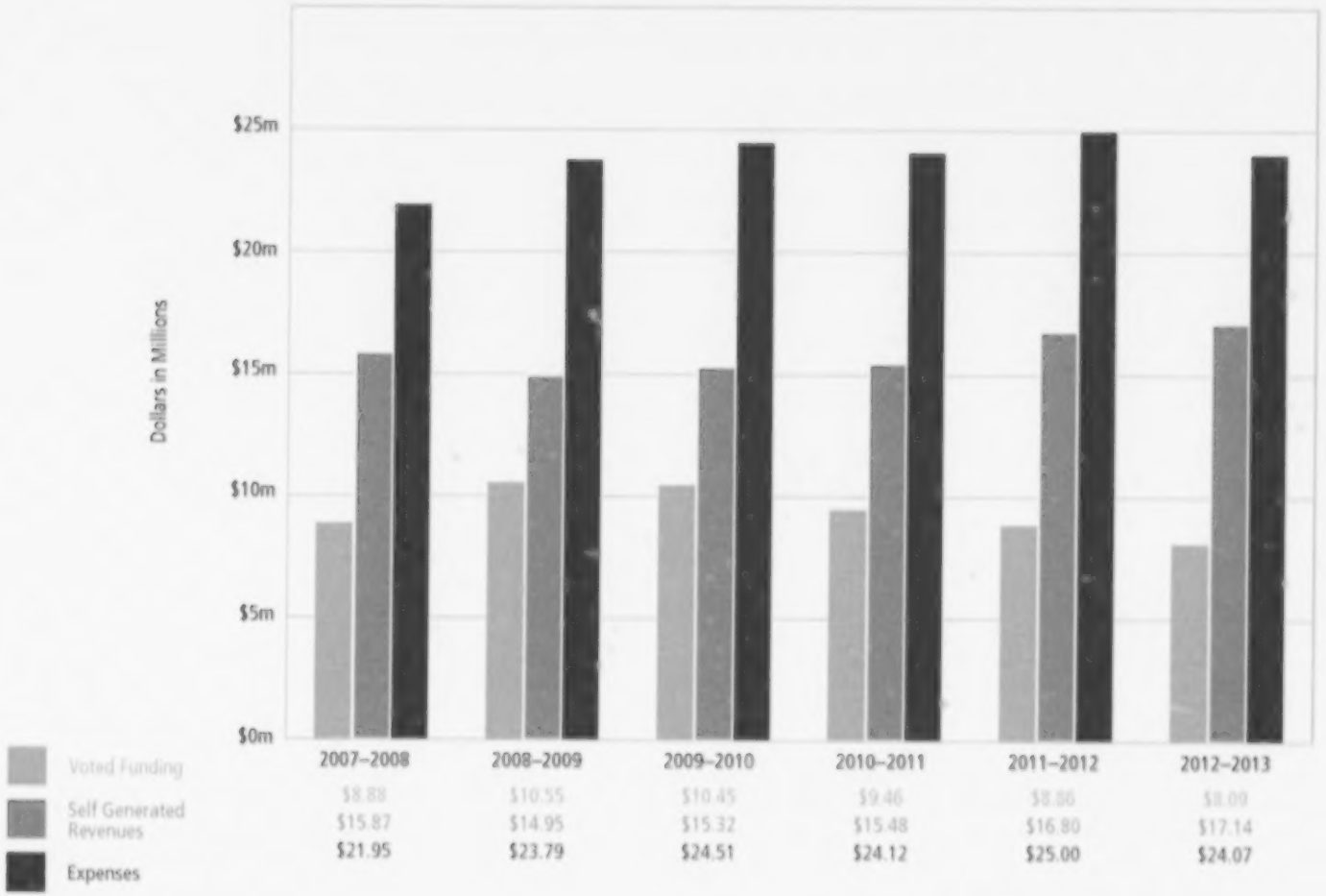
Context

Under the *Health Care (Consent) and Care Facility (Admission) Act*, PGT staff makes substitute health care treatment decisions or appoint other suitable decision makers. This health care decision making activity supports Goal 2 by protecting personal interests of PGT clients. In 2012–2013, average unit cost was $1,337 ($1,247 in 2011–2012).

The *Estate Administration Act* (section 112) requires that the PGT be notified before a court application for a grant involving interests of a child or incapable adult. These section 112 reviews support Goal 3 by delivering statutory protective services in a timely manner. In 2012–2013, cost per review was $968 ($999 in 2011–2012). The PGT fees regulation allows a fee of $300 per notice for a review.

TABLE 2

PGT Voted Funding, Revenues and Expenses 2007/2008–2012/2013



REVENUE AND PROGRAM COSTS 2012–2013

Introduction

The PGT cost allocation model was developed to show revenues and costs in a meaningful way by linking resources to the costs of providing service.

The model continues to evolve in response to the changing environment in which the PGT operates and as technological improvements allow more sophistication in aligning resources and costs.

Budgeted figures have been provided from the estimates approved by the Legislative Assembly of British Columbia on May 28, 2012.

Actual results are provided from the audited financial statements of the Public Guardian and Trustee Operating Account. The amounts may differ from the Public Accounts due to timing differences resulting from accruals and adjustments below the materiality threshold of the Province of British Columbia.

Revenue Sources and Variances

Revenue is comprised of commissions, fees and recoveries charged to PGT estate and trust clients for services rendered, monitoring fees charged to other clients and funding received from the Province of British Columbia.

Commissions and fees are charged in accordance with the *Public Guardian and Trustee Fees Regulation*.

REVENUE AND VARIANCES (UNAUDITED)

Revenue Variances (Unaudited) for the Year Ended March 31, 2013 ($ in Thousands)

	Budget	Actual	Variance*	Note
Revenues				
Self-generated funding				
Commissions	$ 9,804	$ 11,121	$ (1,317)	1
Asset management fees	3,119	3,496	(377)	2
Estate liaison administration fees	501	517	(16)	
Estate and Personal Trust Services heir tracing fees	102	133	(31)	
Fees including private committee, infant settlement and applications to court	1,068	1,250	(182)	
Cost recoveries	171	621	(450)	3
Voted funding				
Funding from the Province of British Columbia	8,893	8,089	804	4
Total Revenues	**$ 23,658**	**$ 25,227**	**$ (1,569)**	

*Brackets in variance column indicate actual revenues in excess of budget.

Explanatory Notes on Revenue Variances

1. This variance resulted from three very large accounts generating higher than normal commissions from investment holdings and other properties as well increased returns for the PGT balanced funds.
2. Although net assets held in trust reduced by approximately $19M in 2012–2013 the decline on the average monthly asset balance was not realized until later in the year, which resulted in this positive variance.
3. Deferred revenue of $91K was recognized to recover costs pursuant to the claims protocol agreement related to a class action settlement and recoveries of prior years' legal expenditures of $351k.
4. Voted funding of $804k was returned to the Province of British Columbia in 2012–2013.

EXPENSES AND VARIANCES (UNAUDITED)

Expense Variances (Unaudited) for the Year Ended March 31, 2013 ($ in thousands)

	Budget	Actual	Variance*	Note
Expenses				
Salaries and benefits	$ 19,078	$ 18,839	$ 239	1
Professional contracts	1,857	2,396	(539)	2
Building occupancy	250	129	121	3
Computer related	1,232	1,685	(453)	4
Other	1,348	1,326	22	
Client expense (recoveries)	(107)	(309)	202	5
Total Expenses	**$ 23,658**	**$ 24,066**	**$ (408)**	

**Brackets in variance column indicate actual expenses in excess of budget*

Explanatory Note on Expense Variances

1. The variance resulted from delays in recruitment activities across the BC public service and a reduced spending target in December 2012 as part of a government wide budget management strategy.
2. The variance resulted from increases in property management costs, external legal services, and business process reviews resulting from changes in legislation and Lean methodology initiatives.
3. Tenant improvements at 808 West Hastings Street in Vancouver were not completed as planned by March 31, 2013.
4. The variance resulted primarily from contracted technical support and minor system related purchases.
5. Recoveries for current year legal costs were almost double the budgeted amount in 2012–2013 which contributed to the positive variance.

Public Guardian and Trustee of British Columbia
Allocation of Revenues and Expenditures by Program – Budget (unaudited)
Fiscal year ended March 31, 2013

(Expressed in thousands of dollars)

	ESTATE AND TRUST SERVICES				PUBLIC SERVICES				
	Services to Adults	Estate and Personal Trust Services	Child and Youth Services	**Subtotal**	Services to Adults	Estate and Personal Trust Services	Child and Youth Services	**Subtotal**	**Totals**
Revenues									
Self Generated Funding									
Commissions	6,032	2,784	880	**9,696**	0	0	108	**108**	**9,804**
Asset management fees	1,784	628	678	**3,090**	0	0	29	**29**	**3,119**
Estate liaison administration fees	501	0	0	**501**	0	0	0	**0**	**501**
Estate and personal trust services heir tracing fees	0	102	0	**102**	0	0	0	**0**	**102**
Private committee review fees	0	0	0	**0**	430	0	0	**430**	**430**
Infant settlement and other fees	0	0	0	**0**	0	0	358	**358**	**358**
Applications to Court	0	0	0	**0**	0	0	280	**280**	**280**
Cost recoveries	100	69	2	**171**	0	0	0	**0**	**171**
	8,417	**3,583**	**1,560**	**13,560**	**430**	**0**	**775**	**1,205**	**14,765**
Funding from other sources									
Voted funding									**8,893**
External recoveries									**450**
Total Revenues									**24,108**
Expenses									
Salaries and benefits	8,133	3,006	1,326	**12,465**	2,579	99	3,935	**6,613**	**19,078**
Professional contracts	804	100	105	**1,009**	273	0	575	**848**	**1,857**
Building occupancy	69	27	50	**146**	40	0	64	**104**	**250**
Computer related	264	98	513	**875**	129	0	228	**357**	**1,232**
Other	499	167	180	**846**	208	0	294	**502**	**1,348**
Client expenses	188	97	37	**322**	3	0	18	**21**	**343**
Total Expenses	**9,957**	**3,495**	**2,211**	**15,663**	**3,232**	**99**	**5,114**	**8,445**	**24,108**
	(1,540)	88	(651)	(2,103)	(2,802)	(99)	(4,339)	**(7,240)**	
Excess of Revenues over Expenses									**$ -**

Public Guardian and Trustee of British Columbia
Allocation of Revenues and Expenditures by Program – Actual (unaudited)
Fiscal year ended March 31, 2013

(Expressed in thousands of dollars)

	ESTATE AND TRUST SERVICES				PUBLIC SERVICES				
	Services to Adults	Estate and Personal Trust Services	Child and Youth Services	**Subtotal**	Services to Adults	Estate and Personal Trust Services	Child and Youth Services	**Subtotal**	**Totals**
Revenues									
Self Generated Funding									
Commissions	6,590	3,310	1,123	**11,023**	0	0	98	**98**	**11,121**
Asset management fees	2,069	725	675	**3,469**	0	0	27	**27**	**3,496**
Estate liaison administration fees	517	0	0	**517**	0	0	0	**0**	**517**
Estate and personal trust services heir tracing fees	0	133	0	**133**	0	0	0	**0**	**133**
Private committee review fees	0	0	0	**0**	471	0	0	**471**	**471**
Infant settlement and other fees	0	2	0	**2**	0	0	388	**388**	**390**
Applications to Court	0	0	0	**0**	70	0	319	**389**	**389**
Cost recoveries	239	99	0	**338**	29	0	254	**283**	**621**
	9,415	**4,269**	**1,798**	15,482	**570**	**0**	**1,086**	1,656	17,138
Funding from other sources									
Voted funding									**8,089**
External recoveries									**794**
Total Revenues									26,021
Expenses									
Salaries and benefits	8,404	2,926	1,224	**12,554**	2,536	97	3,652	**6,285**	**18,839**
Professional contracts	1,154	201	168	**1,523**	356	0	517	**873**	**2,396**
Building occupancy	38	14	25	**77**	21	0	31	**52**	**129**
Computer related	399	139	646	**1,184**	186	0	315	**501**	**1,685**
Other	555	165	153	**873**	192	0	261	**453**	**1,326**
Client expenses	213	129	43	**385**	4	0	96	**100**	**485**
Total Expenses	**10,763**	**3,574**	**2,259**	16,596	**3,295**	**97**	**4,872**	8,264	24,860
	(1,348)	695	(461)	(1,114)	(2,725)	(97)	(3,786)	**(6,608)**	
Excess of Revenues over Expenses									**$ 1,161**

AUDITED FINANCIAL STATEMENTS 2012–2013

OPERATING ACCOUNT

Financial Statements of

PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Operating Account

Year ended March 31, 2013

MANAGEMENT'S STATEMENT OF RESPONSIBILITIES FOR THE OPERATING ACCOUNT FINANCIAL STATEMENTS OF THE PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Management is responsible for preparing the accompanying financial statements and is responsible for their integrity and objectivity. The financial statements are prepared in conformity with Canadian public sector accounting standards and include amounts based on informed judgments and estimates of the expected effects of current events and transactions.

Management is also responsible for maintaining systems of internal control that provide reasonable assurance that financial information is reliable, that all financial transactions are properly authorized, that assets are safeguarded, and that the Public Guardian and Trustee of British Columbia adheres to legislation and regulatory requirements. These systems include the communication of policies and the Public Guardian and Trustee of British Columbia's code of ethics and business conduct throughout the organization. Management continually monitors the systems of internal controls for compliance.

KPMG LLP has been appointed by the Public Guardian and Trustee of British Columbia as independent auditors to examine and report on the financial statements and their report follows.

Catherine Romanko
Public Guardian and Trustee

June 26, 2013

KPMG LLP
Chartered Accountants
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Vancouver BC V7Y 1K3
Canada

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Fax (604) 691-3031
Internet www.kpmg.ca

INDEPENDENT AUDITORS' REPORT

To the Public Guardian and Trustee of British Columbia

We have audited the accompanying financial statements of the Operating Account of the Public Guardian and Trustee of British Columbia, which comprise the statement of financial position as at March 31, 2013, the statements of operations and accumulated surplus, changes in net financial assets, and cash flows for the year then ended, and notes, comprising a summary of significant accounting policies and other explanatory information.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with Canadian public sector accounting standards, and for such internal control as management determines is necessary to enable the preparation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditors' Responsibility

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with Canadian generally accepted auditing standards. Those standards require that we comply with ethical requirements and plan and perform an audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on our judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, we consider internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of an entity's internal control. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

KPMG LLP is a Canadian limited liability partnership and a member firm of the KPMG network of independent member firms affiliated with KPMG International Cooperative ("KPMG International"), a Swiss entity.
KPMG Canada provides services to KPMG LLP.

Opinion

In our opinion, the financial statements present fairly, in all material respects, the financial position of the Public Guardian and Trustee of British Columbia as at March 31, 2013, and the results of its operations and its cash flows for the year then ended in accordance with Canadian public sector accounting standards.

KPMG LLP

Chartered Accountants

June 26, 2013
Vancouver, Canada

PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Operating Account

Statement of Financial Position
(Expressed in thousands of dollars)

March 31, 2013, with comparative information for 2012

	Note	2013	2012
Financial assets			
Accounts receivable		$ 768	$ 774
Due from the Province of British Columbia	3(a)	25,848	24,892
		26,616	25,666
Liabilities			
Accounts payable and accrued liabilities		1,080	1,089
Deferred revenue		473	564
		1,553	1,653
Net financial assets		25,063	24,013
Non-financial assets			
Tangible capital assets	4	1,162	1,051
Accumulated surplus		$ 26,225	$ 25,064
Contingent liabilities	5		

The accompanying notes are an integral part of these financial statements.

Catherine Romanko
Public Guardian and Trustee

PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Operating Account

Statement of Operations and Accumulated Surplus
(Expressed in thousands of dollars)

Year ended March 31, 2013, with comparative information for 2012

	Note	2013 Budget (note 6)	2013	2012
Revenue:				
Operating revenue		$ 14,765	$ 17,138	$ 16,798
Funding from the Province of British Columbia	3(b)	8,893	8,089	8,860
		23,658	25,227	25,658
Expenses:	3(c)			
Salaries and benefits	7	19,078	18,839	18,786
Computer systems and support		1,232	1,685	1,658
Other operating and administrative costs		805	1,006	1,240
Legal services		689	440	916
Client expenditures		646	773	909
Professional services		325	803	876
Amortization		633	391	542
Building occupancy	3(d)	250	129	74
		23,658	24,066	25,001
Annual surplus		-	1,161	657
Accumulated surplus, beginning of year		25,604	25,064	24,407
Accumulated surplus, end of year		$ 25,604	$ 26,225	$ 25,064

The accompanying notes are an integral part of these financial statements.

PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Operating Account

Statement of Changes in Net Financial Assets
(Expressed in thousands of dollars)

Year ended March 31, 2013, with comparative information for 2012

	2013 Budget (note 6)	2013	2012
Annual surplus	$ -	$ 1,161	$ 657
Net acquisition of tangible capital assets	(540)	(502)	(532)
Amortization of tangible capital assets	633	391	542
Increase in net financial assets	93	1,050	667
Net financial assets, beginning of the year	24,013	24,013	23,346
Net financial assets, end of the year	$ 24,106	$ 25,063	$ 24,013

The accompanying notes are an integral part of these financial statements.

PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Operating Account

Statement of Cash Flows (note 3(a))
(Expressed in thousands of dollars)

Year ended March 31, 2013, with comparative information for 2012

	2013	2012
Due from the Province of British Columbia increased by:		
Operating activities:		
Annual surplus	$ 1,161	$ 657
Items not affecting cash:		
Amortization	391	542
Change in non-cash operating items	(94)	275
	1,458	1,474
Capital activities:		
Acquisition of tangible capital assets	(502)	(532)
Increase in due from the Province of British Columbia	956	942
Due from the Province of British Columbia, beginning of year	24,892	23,950
Due from the Province of British Columbia, end of year	$ 25,848	$ 24,892

The accompanying notes are an integral part of these financial statements.

PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Operating Account

Notes to Financial Statements
(Expressed in thousands of dollars)

Year ended March 31, 2013

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1. Reporting entity:

The Public Guardian and Trustee of British Columbia (the "PGT") Operating Account ("Operating Account") operates under the authority of the Public Guardian and Trustee Act (the "Act"). The Operating Account is not liable for taxation, except insofar as the government is liable. The Operating Account was established as a Special Account in the general fund of the consolidated revenue fund of the Province of British Columbia.

Spending from revenue in excess of the budget approved by the Province of British Columbia or from the Operating Account Balance requires Treasury Board approval.

The Operating Account reports the revenues earned from the services provided to clients of the PGT and the operating and capital expenditures relating to the provision of these services. Clients are adults who are not capable of managing their own affairs, deceased persons' estates which have no other person willing and able to act for them, estates of missing persons, and children in receipt of settlement funds, insurance policy proceeds or money from estates.

Separate financial information has been prepared as of March 31, 2013 for client trust accounts, which include $859 million (2012 - $878 million) of net assets held in trust.

2. Significant accounting policies:

(a) Basis of accounting:

Management has prepared these financial statements in accordance with Canadian public sector accounting standards.

(b) Tangible capital assets:

Tangible capital assets are recorded at cost and are amortized on a straight-line basis over their estimated useful lives. Computer hardware and software purchases less than ten thousand dollars are amortized over three years. All remaining assets are amortized over five years.

(c) Revenue recognition:

Operating revenues consist of commissions and fees paid by trust clients in accordance with the *Public Guardian and Trustee Fees Regulation* as provided for under the Act. Commissions and fees are recognized in the period in which the service is provided or at the point in time directed by regulation, court order, co-trustees or beneficiaries. Funding from the Province of British Columbia is recognized as revenue when authorized and eligibility criteria, if any, have been met, unless the funding contains stipulations on how it is to be expended by the PGT, in which case the funding is recorded as deferred revenue. Once the stipulations have been met, the funding is subsequently recognized as revenue.

2. Significant accounting policies (continued):

(d) Employee benefit plans:

All eligible employees participate in a multi-employer defined benefit pension plan. The PGT's contributions are expensed in the year in which the services are rendered and represent its total pension obligation.

(e) Client expenditures:

Client expenditures represent amounts paid for clients' property management, advances to clients and other miscellaneous expenditures made on behalf of clients. Legal expenditures paid on behalf of clients are reported under legal services.

(f) Use of estimates:

The preparation of financial statements requires management to make estimates and assumptions in determining reported amounts. The only significant area requiring the use of management estimates is the estimation of the collectability of accounts receivable. Actual results could differ from these estimates.

(g) Segmented information:

A segment is defined as a distinguishable activity or group of activities of a government for which it is appropriate to separately report financial information. As the Operating Account's sole activity is the managing of services provided to clients of the PGT, additional disclosure is not required.

3. Related party transactions:

The PGT is a corporation sole. All transactions with related parties, including the Province of British Columbia ministries, agencies and Crown corporations occurred in the normal course of operations and are valued at the exchange amount, which reflects fair value unless otherwise disclosed in these notes.

(a) The PGT uses the Province of British Columbia's financial and banking systems to process and record its transactions. The amount due from the Province of British Columbia represents the net financial transactions of the Operating Account.

(b) A transfer of $8,089 (2012 - $8,860) from a sub-vote of the Ministry of Justice and Attorney General has been provided for services to incapable adults, children and youth and for other expenditures of the PGT.

(c) Certain financial and administrative services, post-employment benefits, and office and warehouse facilities are provided centrally by various ministries and agencies of the government of the Province of British Columbia. The costs of these services are not charged to the Operating Account and are therefore not included in these financial statements.

(d) Additional office and warehouse facilities are provided by various ministries and agencies of the government of the Province of British Columbia. Total lease payments charged to the Operating Account were $129 (2012 - $74).

PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Operating Account

Notes to Financial Statements
(Expressed in thousands of dollars)

Year ended March 31, 2013

4. Tangible capital assets:

	2013									
	Cost beginning of year	Additions for the year	Disposals for the year	Cost end of year	Amortization beginning of year	Disposals	Additional expense	Amortization end of year	Net book value end of year	Net book value beginning of year
Operating equipment	$ 74	$ -	$ -	$ 74	$ (53)	$ -	$ (14)	$ (67)	$ 7	$ 21
Furniture and equipment	376	17	(13)	380	(181)	13	(61)	(229)	151	195
Personal computer software	131	51	(28)	154	(100)	28	(31)	(103)	51	31
Computer hardware - less than $10,000	604	85	(6)	683	(528)	6	(51)	(573)	110	76
Server computer software	2,740	349	(593)	2,496	(2,105)	593	(194)	(1,706)	790	635
Computer hardware - greater than $10,000	152	-	(15)	137	(118)	15	(10)	(113)	24	34
Tenant improvement	704	-	-	704	(645)	-	(30)	(675)	29	59
Total	$ 4,781	$ 502	$ (655)	$ 4,628	$ (3,730)	$ 655	$ (391)	$ (3,466)	$ 1,162	$ 1,051

	2012									
	Cost beginning of year	Additions for the year	Disposals for the year	Cost end of year	Amortization beginning of year	Disposals	Additional expense	Amortization end of year	Net book value end of year	Net book value beginning of year
Operating equipment	$ 72	$ 2	$ -	$ 74	$ (39)	$ -	$ (14)	$ (53)	$ 21	$ 33
Furniture and equipment	283	97	(4)	376	(130)	4	(55)	(181)	195	153
Personal computer software	151	13	(33)	131	(100)	33	(33)	(100)	31	51
Computer hardware - less than $10,000	571	53	(20)	604	(483)	20	(65)	(528)	76	88
Server computer software	3,163	367	(790)	2,740	(2,561)	790	(334)	(2,105)	635	602
Computer hardware - greater than $10,000	216	-	(64)	152	(171)	64	(11)	(118)	34	45
Tenant improvement	704	-	-	704	(615)	-	(30)	(645)	59	89
Total	$ 5,160	$ 532	$ (911)	$ 4,781	$ (4,099)	$ 911	$ (542)	$ (3,730)	$ 1,051	$ 1,061

Cost includes fully amortized assets that are still in use of $2,398 (2012 - $1,908).

PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Operating Account

Notes to Financial Statements
(Expressed in thousands of dollars)

Year ended March 31, 2013

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5. Contingent liabilities:

From time to time, the Public Guardian and Trustee is a defendant in legal actions in carrying out its duties. Under Section 21 of the Act, monies required to discharge any liability or claim against the PGT must be paid out of the consolidated revenue fund of the Province of British Columbia.

6. Budgeted figures:

Budgeted figures have been provided for comparative purposes from the estimates approved by the Legislative Assembly of British Columbia in May 28, 2012.

7. Employee benefit plans:

The PGT and all eligible employees contribute to the Public Service Pension Plan, a multi-employer, defined benefit, and joint trusteeship plan, established for certain British Columbia public service employees. The British Columbia Pension Corporation administers the Plan, including payments of pension benefits to eligible employees. A board of trustees, representing Plan members and employers, is responsible for overseeing the management of the Plan, including investment of assets and administration of benefits.

The Plan is contributory, and its basic benefits are based on years of service and average earnings at retirement. Under joint trusteeship, the risks and rewards associated with the Plan's unfunded liability or surplus are shared between the employers and the Plan members and will be reflected in their future contributions.

Every three years an actuarial valuation is performed to assess the financial position of the pension plan and the adequacy of the funding. The last actuarial valuation was as at March 31, 2011, and showed that the plan was at 98% funded. The next valuation date is scheduled for March 31, 2014.

Employer contributions for 2013 included in salaries and benefits expense was $1,369 (2012 - $1,335).

8. Fair value:

The fair value of the Operating Account's financial instruments, which include due from the Province of British Columbia, accounts receivable, and accounts payable and accrued liabilities are not materially different from their carrying value due to their short-term nature.

ESTATES AND TRUSTS ADMINSTERED

Financial Information of

PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Estates and Trusts Administered

Year ended March 31, 2013

MANAGEMENT'S STATEMENT OF RESPONSIBILITIES FOR THE FINANCIAL INFORMATION OF ESTATES AND TRUSTS ADMINISTERED BY THE PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Management is responsible for preparing the accompanying financial information and is responsible for its integrity and objectivity. The financial information is prepared in conformity with International Financial Reporting Standards and includes amounts based on informed judgments and estimates of the expected effects of current events and transactions.

Management is also responsible for maintaining systems of internal control that provide reasonable assurance that financial information is reliable, that all financial transactions are properly authorized, that assets are safeguarded, and that the Public Guardian and Trustee of British Columbia adheres to legislation and regulatory requirements. These systems include the communication of policies and the Public Guardian and Trustee of British Columbia's code of ethics and business conduct throughout the organization. Management continually monitors the systems of internal controls for compliance.

KPMG LLP has been appointed by the Public Guardian and Trustee of British Columbia as independent auditors to examine and report on the financial information and their report follows.

Catherine M. Romanko
Public Guardian and Trustee

June 26, 2013

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Chartered Accountants
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Canada

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INDEPENDENT AUDITORS' REPORT

To the Public Guardian and Trustee of British Columbia

We have audited the accompanying financial information of the Estates and Trusts Administered by the Public Guardian and Trustee of British Columbia, which comprise the statement of net assets as at March 31, 2013 and the statements of income and expenses, changes in net assets and cash flows for the year then ended, and notes, comprising a summary of significant accounting policies and other explanatory information.

Management's Responsibility for the Financial Information

Management is responsible for the preparation and fair presentation of this financial information in accordance with International Financial Reporting Standards, and for such internal control as management determines is necessary to enable the preparation of financial information that is free from material misstatement, whether due to fraud or error.

Auditors' Responsibility

Our responsibility is to express an opinion on this financial information based on our audit. We conducted our audit in accordance with Canadian generally accepted auditing standards. Those standards require that we comply with ethical requirements and plan and perform the audit to obtain reasonable assurance about whether the financial information is free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial information. The procedures selected depend on our judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, we consider internal control relevant to an entity's preparation and fair presentation of the financial information in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of an entity's internal control. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of accounting estimates made by management, as well as evaluating the overall presentation of the financial information.

We believe that the audit evidence we have obtained in our audits is sufficient and appropriate to provide a basis for our audit opinion.

KPMG LLP is a Canadian limited liability partnership and a member firm of the KPMG network of independent member firms affiliated with KPMG International Cooperative ("KPMG International"), a Swiss entity.
KPMG Canada provides services to KPMG LLP.

Opinion

In our opinion, the financial information presents fairly, in all material respects, the net assets of the Estates and Trusts Administered by the Public Guardian and Trustee of British Columbia as at March 31, 2013 and their income and expenses, changes in net assets and cash flows for the year then ended in accordance with International Financial Reporting Standards.

KPMG LLP

Chartered Accountants

June 26, 2013
Vancouver, Canada

PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Statement of Net Assets of Estates and Trusts Administered
(Expressed in thousands of dollars)

March 31, 2013, with comparative information for 2012

	Note	2013	2012
Assets			
Premium Money Market Fund	5	$ 486,450	$ 493,689
Balanced Income Fund	6	28,014	28,638
Balanced Growth Fund	7	76,546	72,124
Other investments and securities	8	109,636	115,012
Other financial assets	9	10,861	10,945
Real property	10	173,533	185,792
Other assets		7,597	7,761
		892,637	913,961
Liabilities			
Accounts payable		6,230	11,508
Mortgages and loans payable		27,109	23,499
Payable to the Public Guardian and Trustee Operating Account	11(b)	634	673
		33,973	35,680
Net Assets of Estates and Trusts Administered		$ 858,664	$ 878,281

The accompanying notes are an integral part of this financial information.

Catherine M. Romanko
Public Guardian and Trustee

PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Statement of Income and Expenses of Estates and Trusts Administered
(Expressed in thousands of dollars)

Year ended March 31, 2013, with comparative information for 2012

	Note	Premium Money Market Fund	Balanced Income Fund	Balanced Growth Fund	Other investments and securities	Real property	2013 Total	2012 Total
Income:								
Pensions, benefits and settlements		$ 82,310	$ -	$ -	$ -	$ -	$ 82,310	$ 82,140
Interest and dividends		8,540	861	2,281	2,740	-	14,422	13,749
		90,850	861	2,281	2,740	-	96,732	95,889
Expenses:								
Client care and maintenance	11(a)	61,220	-	-	-	-	61,220	58,756
Commissions and fees paid to the Public Guardian and Trustee Operating Account	11(b)	16,879	232	633	-	-	17,744	17,609
Professional services	11(c)	7,541	64	146	276	-	8,027	8,827
Income taxes paid from Estates and Trusts Administered		3,599	-	-	4	-	3,603	3,189
		89,239	296	779	280	-	90,594	88,381
Net income before realized and unrealized gains/losses		1,611	565	1,502	2,460	-	6,138	7,508
Realized and unrealized gains/losses:								
Net realized gains on assets sold or released		-	(702)	(4,817)	1,394	3,337	(788)	5,869
Change in unrealized gains/losses		(911)	1,739	8,794	(1,936)	(4,408)	3,278	18,477
		(911)	1,037	3,977	(542)	(1,071)	2,490	24,346
Net income, representing total comprehensive income		$ 700	$ 1,602	$ 5,479	$ 1,918	$ (1,071)	$ 8,628	$ 31,854

The accompanying notes are an integral part of this financial information.

PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Statement of Changes in Net Assets of Estates and Trusts Administered
(Expressed in thousands of dollars)

	Note	Premium Money Market Fund	Balanced Income Fund	Balanced Growth Fund	Other investments and securities	Other financial assets	Real property	Other assets less liabilities	Total
Balance at March 31, 2011		$ 476,095	$ 27,949	$ 65,905	$ 114,916	$ 10,114	$ 157,464	$ (21,559)	$ 830,884
Net income, representing comprehensive income for the year		5,267	1,240	1,854	3,934	-	19,559	-	31,854
Other changes in net assets of Estates and Trusts Administered:									
Assets acquired		-	-	-	39,893	36,137	73,497	-	151,527
Assets purchased from Estates and Trusts Administered		(1,167)	-	-	-	-	644	-	(523)
Assets sold or collected		-	-	-	(27,841)	(35,612)	(45,195)	-	(108,648)
Net proceeds from sale or collection of assets		106,265	-	-	-	(79)	-	-	106,186
Transfers between assets		291	(551)	4,365	(4,105)	-	-	-	-
Assets released to clients, beneficiaries and heirs		-	-	-	(11,785)	(1,615)	(20,177)	-	(33,577)
Cash distributions to clients, beneficiaries and heirs		(91,261)	-	-	-	-	-	-	(91,261)
Unclaimed assets transferred to the British Columbia Unclaimed Property Society	12	(1,801)	-	-	-	-	-	-	(1,801)
Movement in other assets less liabilities		-	-	-	-	-	-	(6,360)	(6,360)
Total changes in net assets of Estates and Trusts Administered		17,594	689	6,219	96	831	28,328	(6,360)	47,397
Balance at March 31, 2012		$ 493,689	$ 28,638	$ 72,124	$ 115,012	$ 10,945	$ 185,792	$ (27,919)	$ 878,281
Balance at March 31, 2012		$ 493,689	$ 28,638	$ 72,124	$ 115,012	$ 10,945	$ 185,792	$ (27,919)	$ 878,281
Net income, representing comprehensive income for the year		700	1,802	5,479	1,918	-	(1,071)	-	8,828
Other changes in net assets of Estates and Trusts Administered:									
Assets acquired		-	-	-	32,700	40,327	49,639	-	122,666
Assets purchased from Estates and Trusts Administered		(844)	-	-	-	-	403	-	(441)
Assets sold or collected		-	-	-	(22,792)	(38,928)	(37,644)	-	(99,364)
Net proceeds from sale or collection of assets		97,116	-	-	-	-	-	-	97,116
Transfers between assets		9,706	(2,226)	(1,057)	(6,423)	-	-	-	-
Assets released to clients, beneficiaries and heirs		-	-	-	(10,779)	(1,483)	(23,586)	-	(35,848)
Cash distributions to clients, beneficiaries and heirs		(112,120)	-	-	-	-	-	-	(112,120)
Unclaimed assets transferred to the British Columbia Unclaimed Property Society	12	(1,797)	-	-	-	-	-	-	(1,797)
Movement in other assets less liabilities		-	-	-	-	-	-	1,543	1,543
Total changes in net assets of Estates and Trusts Administered		(7,239)	(624)	4,422	(5,376)	(84)	(12,259)	1,543	(19,617)
Balance at March 31, 2013		$ 486,450	$ 28,014	$ 76,546	$ 109,636	$ 10,861	$ 173,533	$ (26,376)	$ 858,664

The accompanying notes are an integral part of this financial information.

PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Statement of Cash Flows of Estates and Trusts Administered (note 3(d))
(Expressed in thousands of dollars)

Year ended March 31, 2013, with comparative information for 2012

	Note	2013	2012
Cash provided by (used in):			
Operating activities:			
Income:			
Pensions, benefits and settlements		$ 82,310	$ 82,140
Interest and dividends		9,565	9,409
Expenses:			
Client care and maintenance		(61,220)	(58,756)
Commissions and fees paid to the Public Guardian and Trustee Operating Account		(16,879)	(17,069)
Professional services		(7,541)	(8,320)
Income taxes paid from Estates and Trusts Administered		(3,599)	(3,185)
		2,636	4,219
Investing activities:			
Contributions to Balanced Income Fund		(2,845)	(2,687)
Withdrawals from Balanced Income Fund		5,071	3,238
Contributions to Balanced Growth Fund		(9,962)	(13,513)
Withdrawals from Balanced Growth Fund		11,019	9,148
Contributions to other investments and securities		(1,586)	(1,156)
Withdrawals from other investments and securities		6,983	4,629
Purchases of real property		(403)	(644)
Purchases of other assets		(441)	(523)
Net proceeds from sale of assets		58,188	70,653
		66,024	69,145
Financing activities:			
Proceeds from collection of assets		38,928	35,612
Distributions to clients, beneficiaries and heirs		(112,119)	(91,261)
Transfers of unclaimed assets		(1,797)	(1,801)
		(74,988)	(57,450)
Increase (decrease) in cash and cash equivalents		(6,328)	15,914
Increase (decrease) in unrealized gain on Premium Money Market Fund		(911)	1,680
Premium Money Market Fund, representing cash and cash equivalents, beginning of year	3(d)	493,689	476,095
Premium Money Market Fund, representing cash and cash equivalents, end of year	3(d)	$ 486,450	$ 493,689

The accompanying notes are an integral part of these financial statements.

PUBLIC GUARDIAN AND TRUSTEE OF BRITISH COLUMBIA

Notes to Financial Information of Estates and Trusts Administered
(Tabular amounts, except percentages, expressed in thousands of dollars)

Year ended March 31, 2013

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1. Reporting entity:

The Public Guardian and Trustee of British Columbia (the "PGT") operates under the *Public Guardian and Trustee Act* (the "Act") and other provincial statutes to uphold the legal rights and safeguard the financial interests of adults who are not capable of managing their own affairs, deceased persons' estates which have no other person willing and able to act for them, estates of missing persons and children in receipt of settlement funds, insurance policy proceeds or money from estates.

This set of financial information reflects the net assets held in trust and activity for the estates and trusts administered by the PGT. Separate financial statements have been prepared for the PGT Operating Account, which report the revenues, expenses and capital expenditures of the PGT.

2. Basis of preparation:

(a) Statement of compliance:

This financial information has been prepared in accordance with the principles of International Financial Reporting Standards ("IFRS").

This financial information meets the requirements of Section 25 of the Act.

(b) Basis of measurement:

The financial information has been prepared on the historical cost basis except for the Premium Money Market Fund, Balanced Income Fund, Balanced Growth Fund, other investments and securities and real property included in other financial assets, which are carried at fair value.

(c) Functional and presentational currency:

The financial information is presented in Canadian dollars, which is the functional currency for the PGT.

(d) Use of estimates and judgments:

The preparation of this financial information in conformity with IFRS requires management to make judgments, estimates and assumptions that affect the application of accounting policies and the reporting amounts of assets, liabilities, income and expenses. Significant areas of estimation include the valuation of investments and real property. Actual values ultimately realized may differ from these estimates and are recognized in the period in which the estimates are revised and in any future periods affected.

3. Summary of significant accounting policies:

The accounting policies set out below have been applied consistently to all periods presented in this financial information.

(a) Recognition and valuation of assets and liabilities:

On initial recognition, assets and liabilities are recorded at fair value on the effective date the PGT commences administration of the asset or liability, which is the date of death for estate administration, the date of PGT appointment for trust administration or the date that the estate or trust assumed beneficial ownership for assets and liabilities acquired after PGT appointment.

The Premium Money Market Fund ("PMMF"), Balanced Income Fund ("BIF"), Balanced Growth Fund ("BGF") and other investments and securities are carried at fair value as determined from valuation data provided by investment service providers.

Amounts receivable included in other financial assets are carried at amortized cost.

Other assets include jewellery, collectibles, intangibles, vehicles and effects and are carried at cost, which represents the estimated fair value of the asset on the effective date that the PGT commenced administration of the asset.

All financial liabilities are carried at amortized cost.

(b) Valuation of real property:

IFRS requires that, in the absence of an IFRS that can be specifically applied to a situation, management should use judgment in developing and applying an accounting policy to provide relevant, reliable and prudent information. In these instances, it is suggested that IFRS requirements in dealing with similar issues are applied, as well as measurement concepts included within the IFRS Framework.

Real property included within the statement of net assets primarily represents the value of residential properties, currently occupied by the clients of the PGT. This property does not meet the definition of property, plant and equipment, nor investment property, although the acceptable measurement bases for such assets include both cost and fair value.

Accordingly, real property is carried at fair value in the statement of net assets as determined by professional appraisals or, where an appraisal is not available or is not current, as determined from the most recent British Columbia Assessment Authority property assessment or other relevant valuation data.

3. Summary of significant accounting policies (continued):

(c) Revenue recognition:

Income from pensions, benefits and settlements, as well as interest and dividends is recognized on an accrual basis.

Gains and losses on assets represent the appreciation or depreciation in the value of assets administered by the PGT from the value assigned on the date of appointment of the client (if acquired on appointment) or date of purchase (if purchased for clients after appointment). Such gains and losses become realized on the date the assets are sold or released to clients, beneficiaries and heirs. Both realized gains/losses and changes in unrealized gains/losses are reported in the statement of income and expenses.

(d) Cash and cash equivalents:

The PMMF is used for day-to-day receipts and disbursements for all clients. Investments held by the PMMF are highly liquid and may be easily drawn upon by the PGT in administering the estates and trusts. Cash held in individual external client bank accounts, included in other financial assets (note 9), is not classified as cash and cash equivalents.

4. Financial risk management:

As a fiduciary, the PGT is responsible for managing the assets owned by each estate and trust under its authority. The PGT must exercise the care, skill, diligence and judgment of a prudent investor for its clients.

Under Section 12 of the Act, the PGT is permitted to create common funds within the trust fund account. The PGT has established three common funds called the PMMF, the BIF and the BGF. The PMMF holds short and medium term fixed income investments and is used for day to day receipts and disbursements of all clients. The BIF and the BGF hold investments which are appropriate for clients with longer term investment horizons.

4. Financial risk management (continued):

Under Section 13(1) of the Act, the PGT is permitted to make separate investments for clients if the money is subject to an express trust or direction for investment or it is, for any other reason, in the best interests of the client to do so. Other investments and securities include separate investment portfolios and registered plans which are established or maintained for clients according to their investment profile.

The three common funds are managed by British Columbia Investment Management Corporation ("bcIMC"). Other investments are managed by private investment management firms.

The PGT maintains a risk management practice that includes quarterly monitoring of the returns and investment strategy of the three common funds and annual monitoring for other client investment portfolios. PGT corporate investment policies assign the investment asset mix strategies for client trusts based on the PGT's assessment of appropriate investment strategy for the client. Four investment portfolio asset mix models are used and client investment portfolios are allocated amongst the three common funds as follows:

Asset Mix	Fixed Income	Equity	Investment portfolio allocation
Model A	40%	60%	Balanced Growth Fund
Model B	60%	40%	Balanced Income Fund
Model C	80%	20%	Blend of Balanced Income Fund and Premium Money Market Fund
Model D	100%	0%	Premium Money Market Fund

Assets in "other investments and securities" represent individual client accounts and each is managed in accordance with the above target asset mix policies.

PGT client investments are exposed to a variety of financial risks: credit risk, liquidity risk, and market risk (comprised of interest rate risk, currency risk and other price risk). The fair value of investments can fluctuate on a daily basis as a result of these risk exposures.

4. Financial risk management (continued):

Credit risk:

Credit risk is the risk that a counterparty to a financial instrument will fail to discharge an obligation or commitment it has entered into, resulting in a financial loss. The investment policy established by the PGT limits credit risk by limiting the maximum exposure to one single issuer and by investing only in debt securities from governments and corporations with a minimum rating of at least "BBB" or "R-1" as defined by Moody's, Standard & Poor's or Dominion Bond Rating Service. The funds' compliance with policy asset mix and investment guidelines is reviewed quarterly by management and the PGT Investment Advisory Committee.

Liquidity risk:

Liquidity risk is the risk that a client account is unable to meet its financial obligations as they come due. PGT minimizes this risk by ensuring that client accounts hold sufficient cash funds to meet current liabilities and expenses and considers liquidity risk at March 31, 2013 and March 31, 2012 to be insignificant.

Interest rate risk:

Interest rate risk is the risk that the fair value or cash flows of interest bearing investments will fluctuate due to changes in market interest rates. Interest rate risk is managed by PGT through established asset mix policies.

Currency risk:

Currency risk is the risk that the fair value of investments will change due to changes in foreign exchange rates. Currency risk is managed by PGT through established asset mix policies.

Other price risk:

Other price risk is the risk that the fair value of a financial instrument will fluctuate because of changes in market prices (other than those arising from interest rate risk or currency risk), whether those changes are caused by factors specific to the individual financial instrument or its issuer, or factors affecting all similar financial instruments traded in the market. Other price risk is managed by PGT through established asset mix policies.

5. Premium Money Market Fund:

The strategic investment policy for the PMMF requires that the bond securities held must be "A low" rated or better and all short term money market instruments held must be "R-1" rated or better. The target asset mix for the PMMF is 35% Canadian government guaranteed bonds with a maximum term to maturity of 5 years and 65% government and corporate money market securities with a maximum term of 15 months.

Credit risk:

The amount recorded for the PMMF on the statement of net assets held in trust represents the maximum credit risk associated with the PMMF. The PMMF is comprised of cash and debt instruments with credit ratings as follows:

	2013		2012	
	Amount	%	Amount	%
Segregated bonds:				
AAA	$ 45,490	9%	$ 50,683	10%
AA	84,253	17	65,354	13
A	41,270	9	54,961	11
	171,013	35	170,998	34
Money market:				
R-1 or better	315,704	65	318,989	65
Cash (overdraft)	(267)	-	3,702	1
	$ 486,450	100%	$ 493,689	100%

5. Premium Money Market Fund (continued):

Interest rate risk:

Debt instruments held within the PMMF mature on the following basis:

	2013	2012
Cash (overdraft)	$ (267)	$ 3,702
Debt instruments:		
Less than one year	339,751	366,782
One to three years	101,249	78,592
Three years to five years	45,717	44,613
	$ 486,450	$ 493,689

As at March 31, 2013, if interest rates were to increase or decrease by 1%, with other variables held constant, the fair value of the PMMF, and accordingly, net assets, would have increased or decreased, respectively, by approximately $6.3 million (2012 - $4.8 million).

Currency risk:

As at March 31, 2013, the PMMF is not exposed to currency risk as all PMMF securities are denominated in Canadian dollars (2012 - nil).

Other price risk:

As at March 31, 2013, the PMMF is not exposed to other price risk as all PMMF securities are fixed income instruments (2012 - nil).

6. Balanced Income Fund:

The BIF is a unitized fund of funds pool of investments. The investment objective is to enhance returns for investors with a low to moderate level of risk by investing in a well-diversified portfolio. The investment policy target asset mix is 60% fixed income securities, rated "BBB" or better for bonds or "R-1" or better for money market securities, and 40% domestic and international equities, invested through indexed pooled funds.

Credit risk and interest rate risk:

The BIF's maximum exposure to credit risk as at March 31, 2013 is $17.0 million (2012 - $17.4 million), representing the amount of debt instruments within the BIF at March 31, 2013. The BIF's investment policy guidelines require that debt instruments are rated BBB or R-1 or better and have a duration that is within 20% of the DEX Universe Bond Index.

The BIF is exposed to interest rate risk on that portion of its portfolio invested in fixed income securities. As at March 31, 2013 if interest rates were to increase or decrease by 1%, with all other variables held constant, the fair value of the BIF, and accordingly net assets, would have increased or decreased, respectively, by approximately $1.0 million (2012 - $1.0 million).

Currency risk:

The BIF's maximum exposure to currency risk at March 31, 2013 is $7.9 million (2012 - $8.6 million), representing the amount of international equity investments within the BIF at March 31, 2013, of which $4.5 million (2012 - $4.4 million), is exposed to US dollars and $3.4 million (2012 - $4.2 million) is exposed to other international currencies.

As at March 31, 2013, if the Canadian dollar had strengthened or weakened by 2% in relation to all currencies, with all other variables held constant, the fair value of the BIF, and accordingly net assets held in trust, would have decreased or increased, respectively, by approximately $0.2 million (2012 - $0.2 million).

Other price risk:

The BIF's maximum exposure to other price risk as at March 31, 2013 is $11.3 million (2012 - $12.0 million), representing the amount of equity instruments within the BIF at March 31, 2013. As the BIF uses an indexed pooled and portfolio strategy, the BIF's net asset values will vary based on changes in the related market index benchmarks. The impact on the BIF due to a 10% change in benchmark, using historical correlation between the return of the BIF units as compared to the BIF's benchmark, as at March 31, 2013, with all other variables held constant, would be an increase or decrease to the fair value of the BIF, and accordingly net assets, of $1.1 million (2012 - $1.2 million).

7. Balanced Growth Fund:

The BGF is a unitized fund of funds pool of investments. The investment objective is to enhance long-term returns for investors with a moderate to high level of risk by investing in a well-diversified portfolio. The investment policy target asset mix is 40% fixed income securities, rated "BBB" or better for bonds or "R-1" or better for money market securities and 60% domestic and international equities, invested through indexed pooled funds.

Credit risk and interest rate risk:

The BGF's maximum exposure to credit risk as at March 31, 2013 is $30.7 million (2012 - $29.7 million), representing the amount of debt instruments within the BGF at March 31, 2013. The BGF's investment policy guidelines require that debt instruments are rated BBB or R-1 or better and have a duration that is within 20% of the DEX Universe Bond Index.

The BGF is exposed to interest rate risk on that portion of its portfolio invested in fixed income securities. As at March 31, 2013, if the interest rates were to increase or decrease by 1%, with all other variables held constant, the fair value of the BGF, and accordingly net assets, would have increased or decreased by approximately $1.9 million (2012 - $1.7 million).

Currency risk:

The BGF's maximum exposure to currency risk at March 31, 2013 is $30.8 million, (2012 - $30.0 million), representing the amount of international equity investments within the BGF at March 31, 2013, of which $17.4 million (2012 - $15.2 million) is exposed to US dollars and $13.4 million (2012 - $14.8 million) is exposed to other international currencies.

As at March 31, 2013, if the Canadian dollar had strengthened or weakened by 2% in relation to all currencies, with all other variables held constant, the fair value of the BGF, and accordingly net assets, would have decreased or increased, respectively, by approximately $0.6 million (2012 - $0.6 million).

Other price risk:

The BGF's maximum exposure to other price risk as at March 31, 2013 is $46.3 million (2012 - $43.9 million), representing the amount of equity instruments within the BGF at March 31, 2013. As the BGF uses an indexed pooled fund portfolio strategy, the BGF's net asset values will vary based on changes in the related market index benchmarks. The impact on the BGF due to a 10% change in benchmark, using historical correlation between the return of the BGF units as compared to the BGF's benchmark, as at March 31, 2013, with all other variables held constant, would be an increase or decrease to the fair value of the BGF, and accordingly net assets, of $4.6 million (2012 - $4.4 million).

8. Other investments and securities:

Other investments and securities are comprised of the following:

	2013	2012
Investment portfolios	$ 61,417	$ 61,028
Registered plans	26,931	23,310
Other	21,288	30,674
	$ 109,636	$ 115,012

The balance of other investments and securities is comprised of numerous individual client accounts, each managed in accordance with specific target asset mix policies. Each individual client account is exposed to credit, interest rate, currency and other price risks based on individual asset mix and holdings. In management's opinion, aggregation and presentation of these individual risk exposures and fair value hierarchy measurements (note 13) would not provide additional meaningful information.

9. Other financial assets:

Other financial assets are comprised of the following:

	2013	2012
Cash in external client bank accounts	$ 3,896	$ 5,662
Amounts receivable	6,965	5,283
	$ 10,861	$ 10,945

External client bank accounts are bank accounts in the name of individual clients that were held at the time that the PGT commenced administration of the assets and that remain open as at the financial reporting date. The collection of cash from these external client bank accounts to the PMMF is classified as proceeds from collection of assets on the statement of cash flows.

10. Real property:

Real property includes land, buildings and manufactured homes. As at March 31, 2013, approximately 97% (2012 - 98%) of the fair value of real properties represents properties located in British Columbia.

11. Expenses:

(a) Client care and maintenance:

Client care and maintenance represents goods and services purchased for clients and for personal living expenses, including payments to care facilities.

(b) Commissions and fees paid to the Public Guardian Trustee Operating Account:

Commissions and fees are paid on behalf of clients, for services provided by the PGT in accordance with the Public Guardian and Trustee Fees Regulation as provided for under the Act.

Amounts payable to the PGT Operating Account is comprised of the following:

	2013	2012
Total amounts payable to PGT Operating Account	$ 709	$ 735
Less: payables reflected in fair value of funds:		
Balanced Income Fund	(21)	(10)
Balanced Growth Fund	(54)	(52)
	$ 634	$ 673

(c) Professional fees:

Professional fees are payments on behalf of clients for services such as accounting, legal, investment management, custodial, funeral and property management.

12. Unclaimed assets transferred to the British Columbia Unclaimed Property Society:

Unclaimed assets are transferred quarterly to the British Columbia Unclaimed Property Society when they are deemed inactive by the PGT under Section 27.1 of the Act.

13. Fair values:

The PMMF, BIF, BGF and other investments and securities are reflected in the statement of net assets at fair value. In management's opinion, the fair values of other financial assets and accounts payable, mortgages and loans payable, and amounts payable to the PGT Operating Account are not materially different from the carrying value.

Fair Value Hierarchy:

The three levels of the fair value hierarchy are as follows:

Level 1 - Unadjusted prices in active markets for identical assets or liabilities that the PGT has the ability to accrue at the measurement date.

Level 2 - Observable inputs other than Level 1 prices, such as quoted prices for similar assets or liabilities, quoted prices in markets with insufficient volume or infrequent transactions (less active markets), or model-derived valuations in which all significant inputs are observable or can be derived principally from or corroborated with observable market data for substantially the full term of the assets or liabilities.

Level 3 - Inputs that are unobservable: there is little, if any, market activity. Inputs into the determination of fair value require significant management judgment or estimation.

As at March 31, 2013, and March 31, 2012, the PMMF, BIF and BGF investments were fair valued using level 2 inputs. Fair value information has not been provided for other investments and securities as management believes it would not provide additional meaningful information. For each of the years ending March 31, 2013, and 2012, there were no significant transfers between Level 1 and Level 2.

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